

FEDERAL BUREAU OF INVESTIGATION  
FOI/PA  
DELETED PAGE INFORMATION SHEET  
FOI/PA# 1339270-0

Total Deleted Page(s) = 42

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Page 117 ~ b3; b6; b7C;  
Page 118 ~ b3; b6; b7C;  
Page 119 ~ b3; b6; b7C;  
Page 120 ~ b3; b6; b7C;  
Page 121 ~ b3; b6; b7C;  
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Page 286 ~ b6; b7C; b7E;  
Page 288 ~ b3; b6; b7C;  
Page 297 ~ b3; b6; b7C;  
Page 307 ~ b3; b6; b7C;  
Page 325 ~ b3; b6; b7C;

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X Deleted Page(s) X  
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X For this Page X  
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FEDERAL BUREAU OF INVESTIGATION  
FOI/PA  
DELETED PAGE INFORMATION SHEET  
FOI/PA# 1257336-0

Total Deleted Page(s) = 42

Page 116 ~ b3; b6; b7C;  
Page 117 ~ b3; b6; b7C;  
Page 118 ~ b3; b6; b7C;  
Page 119 ~ b3; b6; b7C;  
Page 120 ~ b3; b6; b7C;  
Page 121 ~ b3; b6; b7C;  
Page 122 ~ b3; b6; b7C;  
Page 123 ~ b3; b6; b7C;  
Page 124 ~ b3; b6; b7C;  
Page 125 ~ b3; b6; b7C;  
Page 126 ~ b3; b6; b7C;  
Page 127 ~ b3; b6; b7C;  
Page 128 ~ b3;  
Page 129 ~ b3;  
Page 130 ~ b3; b6; b7C;  
Page 131 ~ b3; b6; b7C;  
Page 132 ~ b3;  
Page 160 ~ b3;  
Page 161 ~ b3;  
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Page 194 ~ b3; b6; b7C;  
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Page 199 ~ b3;  
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Page 201 ~ b3;  
Page 202 ~ b3;  
Page 286 ~ b6; b7C; b7E;  
Page 288 ~ b3; b6; b7C;  
Page 297 ~ b3; b6; b7C;  
Page 307 ~ b3; b6; b7C;  
Page 325 ~ b3; b6; b7C;

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X Deleted Page(s) X  
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# FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE

Date: 07/02/2001

To: San Francisco

From: San Francisco

Squad 14G/San Jose Resident Agency

Contact: SA [REDACTED]

Approved By: [REDACTED]

Drafted By [REDACTED]

Case ID #: 295B-SF-NEW (Pending)

130304 -1

Title: [REDACTED]

dba ELCOMSOFT, aka

www.elcomsoft.com;

Adobe Systems, Inc.- Victim

IPR Infringement-Copyright Infringement-  
Computer Software Matters

**Synopsis:** Case opening. Elcomsoft and its officers are allegedly involved in violation of the Digital Millenium Copyright Act. Complaint received from victim Company. AUSA at San Jose Branch of the U.S. Attorney's Office authorized prosecution on 6/29/01.

**Enclosures:** Three page fax from Adobe Systems Inc. to Assistant United States Attorney [REDACTED] dated 6/26/01 and forwarded to San Francisco FBI.

**Details:** It is requested that a case be opened relative to captioned matter.

Enclosed fax summarizes a complaint from victim Adobe Systems Inc. that a Russian Company doing business as Elcomsoft is selling software which "cracks" Adobe's proprietary product known as "eBooks". The crack is available for purchase on the Internet at <http://www.elcomsoft.com/aebpr.html>. The commercial name of the "crack" is Advanced eBook Processor (AEBPR).

Elcomsoft describes it as a program to decrypt eBooks in Adobe Acrobat eBook Reader format (PDF files with EBX security handler) as well as Adobe Acrobat PDF files protected using a standard security method, WebBuy Technology, or any other Acrobat security plug-in (like FileOpen, SoftLock etc.). The decrypted file can be opened in any PDF viewer (e.g. Adobe Acrobat Reader) without any restrictions- i.e. with edit, copy print, annotate

b6  
b7C

b6  
b7C

Action  
08/14/01  
295B-SF-130304-1

EXPUNGED PURSUANT TO  
NARA JOB #NI-65-88-3  
(BUFILE 65-19087-287)

DATE: 7/2/07  
INITIALS: mlj



To: San Francisco From: San Francisco  
Re: 295B-SF-NEW, 07/02/2001

functions enabled. All versions of Adobe Acrobat are supported. It also can decrypt eBook Pro (\*.EBK) files, extracting all html pages and images from them.

On 6/29/01 representatives of the victim company were interviewed by writer and the above facts were verified. The victim company has purchased a cracked version which they stated works as claimed. They stated that Elcomsoft is using a company called Register Now! (www.regnow.com) Dept # 1170-75, PO Box 1816 Issaquah, Washington 98027, 1-877-353-7297 to collect the \$99 fee that pays for the unlocking key electronically sent from Elcomsoft.

On 6/29/01 Adobe Representatives stated that [redacted] holds the copyright to the Elcomsoft cracking program and is slated to speak on July 15, 2001 at the Defcon9 Hackers conference at Las Vegas Nevada. [redacted] is scheduled to talk about the above cracking program.

OTHER NAME EXPUNGED

Documentation provided by Adobe Systems, Inc, on 6/29/01 shows that [redacted] name is listed on the actual e-mail sending the crack to the buyer once payment is received. [redacted] is listed on the e-mail as Managing Director, Elcom Ltd.; Member of Association of Shareware Professionals (ASP); Member of Russian Cryptology Association (RCA).

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b7c

On 7/2/01 a check by writer of the Defcon9 website revealed that [redacted] and [redacted] are listed as speakers at the Defcon9 forum.

On 6/29/01 AUSA [redacted] San Jose Branch of the San Francisco United States Attorney's office stated that there appears to be a violation of the Digital Millenium Copyright Act on the part of subjects (17 U.S.C. Section 1201(a)(1)-(2), (b), 120(a)-(b).) AUSA [redacted] authorized prosecution of the matter.

♦♦

Adobe Systems Inc.  
345 Park Ave. MS-E16  
San Jose, CA 95110  
[redacted] (voice)  
408.536.6725 (fax)

b6  
b7C

From the Desk of :

To:

Fax:

535-5066

From:

Date:

June 26, 2001

Re:

Pages:

1 of 3

CC:

☒ Urgent

☐ For Review

☐ Please Comment

☐ Please Reply

☐ Please Recycle

Notes:

# Synopsis of Elcomsoft:

Elcomsoft appears to be a Russian company which is selling software that cracks eBooks. The company website is at [www.elcomsoft.com](http://www.elcomsoft.com). The crack is available for purchase on the web at <http://www.elcomsoft.com/aebpr.html>. It is called the Advanced eBook Processor.

Here is what the company states about the product:

"Advanced eBook Processor, or simply AEBPR, is a program to decrypt eBooks in Acrobat eBook Reader format (PDF files with EBX security handler), as well as Adobe Acrobat PDF files protected using standard security method, WebBuy technology, or any other Acrobat security plug-in (like FileOpen, SoftLock etc). Decrypted file can be opened in any PDF viewer (e.g. Adobe Acrobat Reader) without any restrictions -- i.e. with edit, copy, print, annotate functions enabled. All versions of Adobe Acrobat are supported. Can also decrypt eBook Pro (\*.EBK) files, extracting all html pages and images from them".

This product is different than the other products the company offers. The other products allow people to recover passwords from encrypted files that they (or others) produce. This software is used to unlock files that are encrypted with the intent on protecting the copyrights of the book publisher. The encryption process is not done by the end user. This means that the software is designed to unlock files that the end user does not hold the copyright to. This appears to be a violation of the anti-circumvention provisions of the Digital Millennium Copyright Act (17 U.S.C. § 1201(a)(1)-(2), (b), 1202(a)-(b).)

When buying the product from a US location, you can go through a company called Register Now! ([www.regnow.com](http://www.regnow.com) - Register Now!, Dept# 1170-75, PO Box 1816, Issaquah, WA 98027, 1-877-353-7297). They accept payment for Elcomsoft products (via credit card) and notify them when an order has been placed. Elcomsoft will then forward the buyer the unlocking key. This unlocking key allows the buyer to turn the trial version of the software (which is available for free download) into the full version.

Because of their involvement, it appears Register Now! May also be violating the DMCA.

---

What we have done thus far:

On June 25, we sent a Cease and Desist email to Elcomsoft at [ava@elcomsoft.com](mailto:ava@elcomsoft.com), requesting they stop selling the software. We also have sent a Cease and Desist letter via fax to the US based ISP for IP 189.63.210.56. (Verio Inc., Attn: [redacted] 8005 South Chester Street, Englewood, CO 80112, Phone: [redacted] Fax: 303-708-2445).

On June 26, the US based ISP indicated that they had contacted their customer (another ISP), who contacted Elcomsoft. Elcomsoft replied that they are working with Adobe to comply. As of this writing, we have not been contacted, and the file is still available on-line. No other actions appear to have been taken in response to our requests.

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On June 26, we purchased an unlocking key for the product. We currently have a PDF copy of the entire web site, the trial version of the software, and an unlocking key.

Our PR folks are putting together a press release to address the inevitable leak of this information to the press. We want to hold off on moving forward on any further actions to prevent interference with possible criminal prosecution efforts. However, we wish to put out a press release as soon as possible.

Here is an example of what is being considered for the press release:

"Adobe is aware of a PDF decryption product released on June 20, 2001 by a Russian software company named Elcom. Elcom claims that the product "can decrypt eBooks in Acrobat eBook Reader format, as well as Adobe PDF files protected using standard security method, WebBuy technology, or any other Acrobat security plug-in." We believe Elcom's "Advanced eBook Processor" software may be in violation of copyright laws, and are investigating further to determine the appropriate action.

Adobe is currently working to minimize the distribution of this product which we believe may compromise the intellectual property rights of our customers and partners."

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What is upcoming:

[REDACTED] of Elcomsoft is listed as one of the speakers at DefCon 9 in Las Vegas, NV on July 15. His name shows up in the UI of the tool as the copyright holder. He will be speaking on WebBuy security. More info can be obtained at <http://www.defcon.org/html/defcon-9-speakers.html>.

---

What we are looking for:

One of our outside counsel attorneys [REDACTED]  
[REDACTED] has looked at the DMCA, and is available to talk with [REDACTED]  
[REDACTED] to address the possible criminal and civil remedies afforded.

We would like to be notified when we can issue a press release on the subject, and/or move forward with other means. We are more than willing to share the proposed release before going public with it. We will need to discuss this with [REDACTED] upon his review of these materials.

b6  
b7c

08/01/01  
14:41:48

FD-192

ICMIPR01  
Page 1

## Title and Character of Case:

[REDACTED]

b6  
b7C

Date Property Acquired: 07/16/2001 Source from which Property Acquired: [REDACTED] ELCOMSOFT CO., LTD., MOSCOW, RUSSIA

Anticipated Disposition: Acquired By: [REDACTED] Case Agent: [REDACTED]

## Description of Property:

Date Entered

1B 1

ONE RED ADDRESS BOOK TAKEN FROM RED BACKPACK  
VARIOUS GREEN BUSINESS CARDS W/DISKS TAKEN FROM BACKPACK  
AIRLINE TICKETS TAKEN FROM RED BACKPACK  
DOCUMENTS ENTITLED "DC9" TAKEN FROM BLACK SUITCASE  
BLUE RING BINDER/NOTEBOOK  
COPY OF 1 E-MAIL RECOVERED FROM COUNTER IN HOTEL ROOM

[REDACTED]  
DOCUMENT ENTITLED CRYPTO GRAM  
[REDACTED]

E BOOKS SECURITY THEORY AND PRACTICE SPEECH NOTES FOUND IN  
SUITCASE  
1 RED BACKPACK CONTAINING PERSONAL BELONGINGS;

Barcode: E01905435

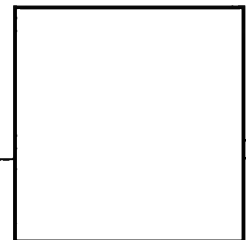
Location: SJE CR

0005

07/17/2001

Evidence returned see 1A(63) for pkg. copy;

Case Number: 295B-SF-130304  
Owning Office: SAN FRANCISCO



-1/22/03

295B-SF-130304 1B1

EXPUNGED PURSUANT TO  
NARA JOB #N1-65-88-3  
(BUFILE 66-19087-237)

DATE: 7/2/07  
INITIALS: mej

07/18/01  
14:16:53

Black markings not made by FBI FOIPA

FD-192

ICMIPR01  
Page 1

Title and Character of Case:

[REDACTED]

b6  
b7C

Date Property Acquired: Source from which Property Acquired:

07/16/2001

Anticipated Disposition: Acquired By: Case Agent:

[REDACTED]

Description of Property:

Date Entered

1B 2

- 1 - AVTOBANK VISA CARD
- 1 - RUSSIAN CARD WITH "50 UNITS" INDICATED;

Barcode: E01905437 Location: ECR2 LOCK1 CAB5 07/18/2001

Total Drug Package Weight: Est Dollar Value: 1.00  
Sealed By: [REDACTED] Witnessed By: [REDACTED]

Case Number: 295B-SF-130304  
Owning Office: LAS VEGAS

Supv. initials

[REDACTED]

295B-SF-130304-1B<sup>2</sup>

EXPUNGED PURSUANT TO  
NARA JOB #N1-65-88-3  
(BUFILE 66-19087-237)

DATE: 7/2/07  
INITIALS: mlf

\_\_\_\_\_ al.iai.v.3



07/18/01  
14:19:30

Black markings not made by FBI FOIPA

FD-192

ICMIPR01  
Page 1

Title and Character of Case:

[REDACTED]

b6  
b7C

Date Property Acquired: Source from which Property Acquired:

07/16/2001 [REDACTED]

Anticipated Disposition: Acquired By: Case Agent:

[REDACTED]

Description of Property:

Date Entered

1B 3

SEVENTY-SIX DOLLARS (\$76.00);

Barcode: E01905438 Location: ECR2 LOCK1 CAB5 07/18/2001

Total Drug Package Weight:

Est Dollar Value:

76.00

Sealed By: [REDACTED]

Witnessed By: [REDACTED]

Case Number: 295B-SF-130304  
Owning Office: LAS VEGAS

Supv. initials



295B-SF-130304-1B

[REDACTED]

EXPUNGED PURSUANT TO  
NARA JOB #N1-65-88-3  
(BUFILE 66-19087-237)

DATE: 7/2/07  
INITIALS: mej

07/26/01  
13:33:26

Black markings not made by FBI FOIPA

FD-192

ICMIPR01  
Page 1

Title and Character of Case:

[REDACTED]

b6  
b7C

Date Property Acquired: Source from which Property Acquired:

07/25/2001

THE SOUND OF KNOWLEDGE  
4901 MORNEA BLVD STE 207  
SAN DIEGO CA 92117

Anticipated Disposition: Acquired By: Case Agent:

[REDACTED]

Description of Property:

Date Entered

1B 4

VIDEOTAPE OF DEFEON PRESENTATION MADE BY [REDACTED]  
RE EBOOKS SECURITY THEORY AND PRACTICE

Barcode: E01732476

Location: SJECR

0245

07/26/2001

Evidence destroyed see 1A(63) for pkg. copy: ☐ 1/22/03  
Case Number: 295B-SF-130304  
Owning Office: SAN FRANCISCO

[REDACTED]

295-SF-130304 1B4

EXPUNGED PURSUANT TO  
NARA JOB #N1-65-88-3  
(BUFILE 66-19087-237)

DATE: 7/2/07  
INITIALS: mlf

08/28/01  
12:21:30

Black markings not made by FBI FOIPA

FD-192

ICMIPR01  
Page 1

Title and Character of Case:

[REDACTED]

b6  
b7c

Date Property Acquired: Source from which Property Acquired:

08/24/2001

3121 S MARYLAND PKY  
LAS VEGAS NV

Anticipated Disposition: Acquired By: Case Agent:

Description of Property:  
1B 5

Date Entered

ONE SONY 3.5 FLOPPY DISK CONTAINING ELCOMSOFT ADVANCED  
EBOOK PROGRAM SOFTWARE

Barcode: E01905551

Location: ECR1

SHELF267

08/28/2001

*Evidence destroyed see 1A(63) for pkg. copy 1/22/03*

Case Number: 295B-SF-130304  
Owning Office: LAS VEGAS

[REDACTED]

295B-SF-130304-1B<sup>5</sup>

EXPUNGED PURSUANT TO  
NARA JOB #N1-65-88-3  
(EUFIL 66-19087-237)

DATE: 7/2/07  
INITIALS: me

08/30/01  
19:42:09

Black markings not made by FBI FOIPA  
FD-192

ICMIPR01  
Page 1

Title and Character of Case:

[REDACTED]

b3  
b6  
b7C

Date Property Acquired: Source from which Property Acquired:

[REDACTED]

Anticipated Disposition: Acquired By: Case Agent:

[REDACTED]

Description of Property:

Date Entered

1B 6

[REDACTED]

Barcode: E02007358 Location: SJECR 0126  
Grand Jury Material (Disseminate only pursuant to Rule 6(e))

08/30/2001

*Evidence returned see 1A (47) for pkg. copy; 11/29/07*

Case Number: 295B-SF-130304  
Owning Office: SAN FRANCISCO

[REDACTED]

295B-SF-130304 1B 6

EXPUNGED PURSUANT TO  
NARA JOB #N1-65-88-3  
(BUFILE 66-19087-237)

DATE: 7/2/07  
INITIALS: mej



07/02/02  
19:44:56

Black markings not made by FBI FOIPA

FD-192

ICMIPR01  
Page 1

Title and Character of Case:

[REDACTED]  
[REDACTED]

b6  
b7C

Date Property Acquired: 09/13/2001  
Source from which Property Acquired:  
SONY VAIO LAPTOP

Anticipated Disposition: Acquired By: Case Agent:

[REDACTED]

Description of Property: 1B 7  
Date Entered

MAGNETO OPTICAL CARTRIDGE (MOC) CONTAINING A FORENSIC IMAGE  
OF A SONY VAIO LAPTOP

Barcode: E02007639 Location: SJECR PRESS3 07/02/2002

*Evidence destroyed see 1A(63) for p/s copy* ☐ 11/22/03  
Case Number: 295B-SF-130304  
Owning Office: SAN FRANCISCO

☐ 11/5/02

295B-SF-130304 1B7

EXPUNGED PURSUANT TO  
NARA JOB #N1-65-88-3  
(BUFILE 66-19087-237)

DATE: 7/2/07  
INITIALS: mej

12/12/02  
17:06:32

Black markings not made by FBI FOIPA

FD-192

ICMIPR01  
Page 1

Title and Character of Case:

[REDACTED]

b6  
b7C

Date Property Acquired: 12/06/2002  
Source from which Property Acquired:  
CART

Anticipated Disposition: Acquired By: [REDACTED] Case Agent:

Description of Property:  
1B 8

Date Entered

A DDS4 TAPE CONTAINS THE FORENSIC IMAGE OF A FBI GATEWAY  
SOLO 9550 LAPTOP USED FOR COURT

Barcode: E01995888

Location: SJECR . PRESS3

12/12/2002

*Evidence destroyed see 1A(63) for pkg. copy;* ☐ *1/25/02*  
Case Number: 295B-SF-130304  
Owning Office: SAN FRANCISCO

295B-SF-130304 1B 8

☐ *12/26/02*

EXPUNGED PURSUANT TO  
NARA JOB #N1-65-88-3  
(BUFILE 66-19087-237)

DATE: 7/2/07  
INITIALS: mef

# FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE

Date: 07/11/2001

To: Las Vegas

Attn: SSA [REDACTED]

b6  
b7C

From: San Francisco

Squad 14G/ San Jose Resident Agency

Contact: SA [REDACTED]

Approved By: [REDACTED]

Drafted By: [REDACTED]

Case ID #: 295A-SF-130304 (Pending) ✓/2

Title: [REDACTED]  
[REDACTED]  
[REDACTED]

dba ELCOMSOFT, aka  
www.elcomsoft.com;  
Adobe Systems, Inc.- Victim  
IPR, Infringement-Copyright Infringement-  
Computer Software Matters

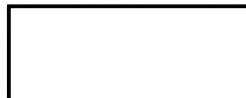
**Synopsis:** Requests Las Vegas arrest of subject [REDACTED] as well as gathering of additional evidence of [REDACTED] activity at the Defcon-9 Hackers Conference at Las Vegas Nevada on OTHER NAME EXPUNGED 7/15/01. Also requests SAC Las Vegas concurrence for the San Francisco case agent and one additional agent to travel to the Las Vegas Division to participate in the arrest and interview of [REDACTED]

**Enclosures:** One copy of a sealed arrest warrant and sealed complaint signed by U.S. Magistrate Patricia V. Trumbull on 7/10/01 concerning subject [REDACTED]

**Details:** Reference is made to telephone conversation between SSA [REDACTED] SA [REDACTED] San Francisco Division and SSA [REDACTED] Las Vegas Division on 7/6/01.

Enclosed complaint summarizes information from victim Adobe Systems Inc. that a Russian Company doing business as Elcomsoft, was selling software which unlocked Adobe's proprietary product known as "eBooks". The unlocking key was available for purchase on the Internet at <http://www.elcomsoft.com/aebpr.html>. The commercial name of the unlocking software program was Advanced eBook Processor (AEBPR).

Elcomsoft describes it as a program to decrypt eBooks in Adobe Acrobat eBook Reader format (PDF files with EBX security



K.L.

EXPUNGED PURSUANT TO  
NARA JOB #N1-65-88-3  
(BUFILE 66-19087-237)

DATE: \_\_\_\_\_

INITIALS: \_\_\_\_\_

EXPUNGED PURSUANT TO  
NARA JOB #N1-65-88-3  
(BUFILE 66-19087-237)

DATE: 7/2/07  
INITIALS: mef

To: Las Vegas From: San Francisco  
Re: 295A-SF-130304, 07/11/2001

handler) as well as Adobe Acrobat PDF files protected using a standard security method, WebBuy Technology, or any other Acrobat security plug-in (like FileOpen, SoftLock etc.). The decrypted file can be opened in any PDF viewer (e.g. Adobe Acrobat Reader) without any restrictions- i.e. with edit, copy print, annotate functions enabled. All versions of Adobe Acrobat are supported. It also can decrypt eBook Pro (\*.EBK) files, extracting all html pages and images from them.

The victim company purchased a copy of the unlocking program which they stated worked as claimed. They stated that Elcomsoft was using a company called Register Now! (www.regnow.com) Dept # 1170-75, PO Box 1816 Issaquah, Washington 98027, 1-877-353-7297 to collect the \$99 fee that paid for the unlocking key electronically sent from Elcomsoft.

On 6/29/01 Adobe Representatives stated that [REDACTED] claims to hold the copyright to the Elcomsoft unlocking program and is slated to speak on July 15, 2001 at the Defcon-9 Hackers conference at Las Vegas Nevada. [REDACTED] is scheduled to talk about the above program among other topics.

Documentation provided by Adobe Systems, Inc, on 6/29/01 shows that [REDACTED] name is listed on the actual e-mail sending the unlocking code to the buyer once payment was received. [REDACTED] was listed on the e-mail as Managing Director, Elcom Ltd.; Member of Association of Shareware Professionals (ASP); Member of Russian Cryptology Association (RCA).

b6  
b7C

As the enclosed complaint and arrest warrant show, the above offenses are in violation of the Digital Millenium Copyright Act Title 17 United States Code Section 1201(b) (1) (A) circumvention of copyright protections and Title 18 United States Code Section 2 - aiding and abetting.

On 7/2/01 a check by San Francisco of the Defcon-9 website revealed that [REDACTED] and [REDACTED] are listed as speakers at the Defcon-9 forum. They are slated to speak on Sunday afternoon 7/15/01.

The San Francisco AUSA prosecuting this matter requested that prior to executing the arrest warrant on [REDACTED] OTHER NAME EXPUNGED his presentation be witnessed by an agent, who is not one of the arresting agents for purposes of gathering additional evidence of violation of the Digital Millenium Copyright Act. The AUSA requested that if possible, this speech/presentation be videotaped or otherwise recorded. The AUSA requested that [REDACTED] be engaged if possible, in conversation to answer the following questions:

To: Las Vegas From: San Francisco  
Re: 295A-SF-130304, 07/11/2001

Is he the author of the Advanced eBook Processor (AEBPR) being sold by Elcomsoft and does he claim a copyright to the program?

Does this program defeat Adobe Corporation technological measures it created to prevent the reading of e-Books on its Acrobat eBook Reader without authority or permission of the copyright holder?

Is [REDACTED] an employee of Elcomsoft?

Is Elcomsoft charging money for usage of this program?

How long is he planning to stay in the United States and when does he intend to return to Russia ? (This is for bail purposes.)

AUSA [REDACTED] San Jose Branch, San Francisco United States Attorney's Office ([REDACTED] who is handling the matter in the absence of AUSA [REDACTED] during instant week, has been in contact with AUSA [REDACTED] Las Vegas United States Attorney's Office, relative to the complaint and has been familiarized concerning the matter.

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b7c

♦♦



**FILE NUMBER** 295F-SF-130304

**FOLLOWING SERIAL(S) REMOVED FROM CASE  
FILE AND DESTROYED IN ACCORDANCE WITH  
THE AUTHORITY CONTAINED IN NATIONAL  
ARCHIVES JOB NUMBER N1-65-88-03. (SEE  
BUFILE 66-19087-237)**

**SERIAL(S) #** 2, page 4  
**DESTROYED BY:** MLF  
**DATE:** 7/2/07

- 1 -

## FEDERAL BUREAU OF INVESTIGATION

Date of transcription 7/12/01

An observation and review was conducted of the Internet "web pages" of Elcomsoft Co. Ltd and it was observed to contain language stating: "Hot Read the latest News about our Advanced eBook Processor and all the details of our battle with Adobe"

Writer, using a computer mouse, clicked on hyper linked text word "News" in the above sentence and was linked to a page concerning news about the "Advanced eBook Processor". This page was observed to contain written statements saying that a new Elcomsoft processor identified as AEBPR 2.2 is now available that removes encryption protections from the Adobe eBook Reader version 2.2.. The page states that the AEBPR 2.2 can be downloaded for free but only decrypts 25% of the eBook content. It states that a version that does a full decryption is available only upon request from journalists and cryptanalysts for reviewing and evaluation purposes.

Under the heading "7/11/2001 More Coverage:" was observed the following sub-heading:

" ... E-book security-cracking intrigue..."

Using a computer mouse to click on this text which was hyper linked, the home page of "PDFzone.com" appeared. This web page was observed to contain an article entitled, "E-Book security-cracking intrigue." It was noted that this article stated in part as follows:

"...Vladimir Katalov, Elcomsoft managing director, posted on the comp.text.pdf newsgroup that if he must cease offering the software from Russia, Elcomsoft will relocate to another country outside the jurisdiction of the Digital Millennium Copyright Act and use another ISP, 'and/or make the software available for free.' " "

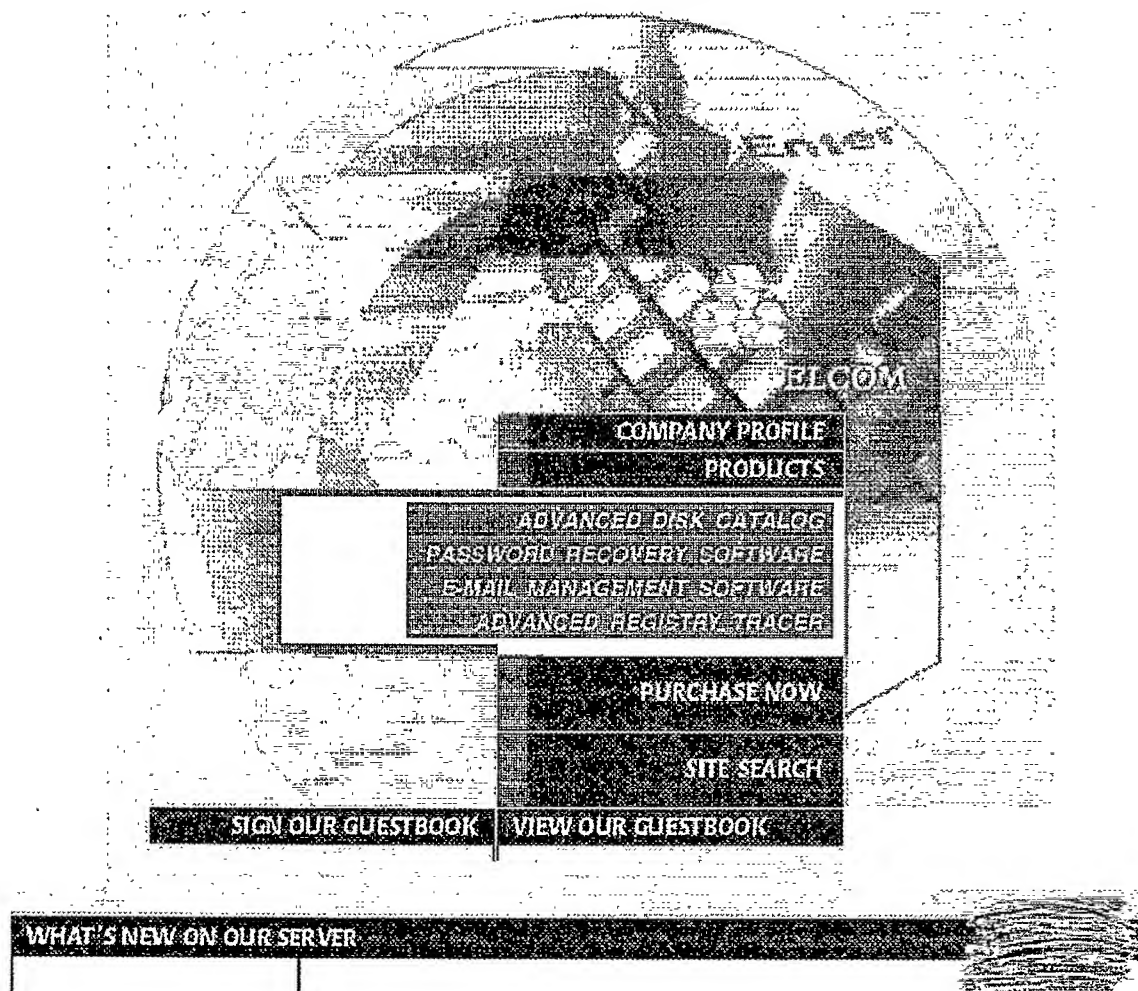
A copy of the above Internet pages which were observed were printed and are attached and made part of this FD-302.

Investigation on 7/12/01 at San Jose, CA

File # 295B-SF-130304 -3  Date dictated 7/12/01

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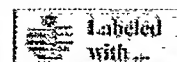
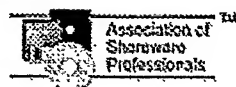
# HOT!

Read the latest News about our Advanced eBook Processor and all the details of our battle with Adobe.

- July 9, 2001 New versions of Advanced NT Security Explorer and Advanced QuickBooks Password Recovery now available.
- July 4, 2001 New version of Advanced eBook Processor has been released: now with Adobe Acrobat eBook Reader 2.2 support! Advanced Disk Catalog has been updated, too.
- June 29, 2001 New version of Advanced ACT Password Recovery has been released.
- June 28, 2001 New products now available: Advanced Word 2000 Password Recovery and Advanced Excel 2000 Password Recovery.
- June 26, 2001 New versions of Advanced eBook Processor and Advanced NT Security Explorer now available.

[older news here...](#)

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- [Download AEBPR 1.01 \(doesn't work with Acrobat Reader 2.2 eBooks; decrypts 10% of the content\)](#)
- [Download AEBPR 2.2 \(works fine with Reader 2.2; decrypts 25% of the content\)](#)
- [Download AEBPR 2.2 from mirror #1](#)
- [Download AEBPR 2.2 from mirror #2](#)

There was a lot of press coverage all over the world about our Advanced eBook Processor software. We are glad to be recognized so widely, but unfortunately, most of these publications contain severe mistakes about our goals, the program facilities, and the situation in general. You can find the full story below.

Please make sure to revisit this page in the future for additional information about this conflict. If have any questions and/or would like to link to this page (or write your own story about that), please contact us at [ebooks@elcomsoft.com](mailto:ebooks@elcomsoft.com).

**NEW! The only way your PDF property can be safe is if you keep it to yourself. Because of the "respect" model used by the PDF specification, your encrypted PDF files offer about as much strength as dried eggshells! (PDF document)**

**If Adobe comes out of this looking like a less secure option than its main competitor (which, for the desktop ebook market, is Microsoft), they will lose the support of major publishers and find themselves pushed to the sidelines in the electronic publishing world.**

**Several PDF gurus are now in agreement with the developers of the cracking software, by maintaining that the PDF security mechanism offers very weak protection at best.**

We have found that in Acrobat eBook Reader 2.2, the protection has not been improved at all. The changes are minimal, and exactly the same (weak) encryption is being used. So we have released AEBPR 2.2, which is fully compatible with Acrobat eBook Reader 2.2: get it [here](#), [here](#) or [here](#).

Note: this version is able to decrypts 25% of the content -- only to demonstrate that **Adobe** technology (used in Adobe Content Server, Adobe WebBuy and **Acrobat eBook Reader**) is still weak. Fully functional version of AEBPR is available to editors and reviewers only [on request](#).

Note: you can [subscribe](#) to our mailing list to get all the latest news about AEBPR.

We claim that ANY eBook protection, based on Acrobat PDF format (as Adobe eBook Reader is), is ABSOLUTELY insecure just due to the nature of this format and encryption system developed by Adobe. The general rule is: if one can open particular PDF file or eBook on his computer (does not matter with what kind of permissions/restrictions), he can remove that protection (by converting that file into "plain", unprotected PDF. Not very much experience needed. In brief: ANY security plugin (actually, eBooks are protected with security plug-in as well: EBX) does nothing but returns a decryption key to Adobe Acrobat Reader or Adobe Acrobat eBook Reader. Plug-in can make various hardware verifications, use parallel port dongles, connect to the publisher's web site and use asymmetric encryption, etc, but all ends up with a decryption key, because the Reader needs it to open the files. And when the key is there, we can use it to decrypt the document removing all permissions.

Below is the list (not complete) of Acrobat-based protections supported by Advanced eBook Processor:

- "standard" PDF encryption,
- BPTE\_Rot13 (used by New Paradigm Resources Group, Inc.),
- FileOpen (by FileOpen Systems),
- SoftLock (by SoftLock Services, Inc.),
- InterTrust DocBox,

- Internet Standards Australia
- Adobe's Web Buy
- Adobe's eBook Reader (GlassBook Reader)

We claim that by aggressively pushing of standards, unapproved by professional cryptologists, to the fast growing electronic books market and with pursuing of independent researchers who tries to highlight the problems, Adobe Systems violates the rights of books authors and publishers, which may result the unauthorised distribution of their books in the Internet.

In addition, we would like to state our intention to publish the sources of our software in the Internet, and do our best to make them available to everyone all over the world if Adobe Systems continues to pursue us.

**06/20/2001** We have released our new program and called it AEBPR (Advanced eBook Processor). The only thing the program does is: converting documents from Acrobat eBook format (compiled for **Adobe Acrobat eBook Reader**) to the plain Acrobat format (**PDF**). Again, that's all: from one Adobe format to another. But PDF is much wider used, because there are (free) PDF viewers for a lot of hardware platforms (from workstations to PDAs) and operating systems (Windows, Mac, Linux etc), while Acrobat eBook Reader is available for Windows and Mac only.

This program works only with eBooks you legally own, i.e. purchased from one of online stores like **Amazon** or **Barnes & Noble**. So we were absolutely sure that the owner of eBook has all rights to read the book he "purchased" where he wants and how he wants.

The demo version of AEBPR allowed to convert only first 10% of the book content. To protect unauthorized distribution of eBooks on the piracy market, we have set the "border" price for this program - \$99, which is much more than an average eBook cost (most eBooks are being sold from \$10 to \$30, and there are a lot free ones). This version is still available [here](#), but works with Acrobat eBook Reader 2.1 (or older) only, because that was the latest available version at that time.

**06/25/2001** We have received a notification from **Adobe** Anti-Piracy Enforcement Team team in which they claimed that our program is illegal and we need to remove it immediately from our site. They said they give us 5 days otherwise they will "pursue us aggressively". Click [here](#) to see full version of letter we received from Adobe.

**06/26/2001** We have received an email from our ISP, **Verio Inc.** They wrote that Adobe has contacted them to shut down our Web site (again, immediately). As Adobe wrote to Verio, the reason was: the site "offers downloads to their copyrighted software published by Adobe Systems."

Obviously - this is not true, we never distributed any software copyrighted by Adobe Systems. But as you can see, Adobe is not even going to collect the correct information (what laws, copyrights and terms-of-use have been violated), but just started their aggressive actions before 5-day period (they set themselves) has expired. Really, they did not want to give us a time to consult with our attorneys!

Verio gave us 6 hours to remove this page (the one you are reading now). So we moved the site to another ISP.

Click [here](#) to read the full text of e-mail we have received from Verio.

**06/27/2001** (2:19:30 PM) Verio has contacted us again, this time not asking for something, but just with a notification:

"Host blocked: [www.elcomsoft.com/aebpr.html](http://www.elcomsoft.com/aebpr.html) - 198.63.210.56 port 80 (www)"

You can see, that since they were not able to close our web site completely, they simply disabled access to it on their routers. Moreover, they have blocked the whole IP address of our server, so not only this site, but also lots of other (not only ours) web sites became completely out of reach!

But we already had a few mirrors ready, and after this unfriendly action from Verio, we have updated appropriate DNS records. In 6 hours, our web site was accessible again!

**06/28/2001** (10:57 AM) Adobe has sent a complaint to **RegNow**, our billing service (5 days are still not expired!). This time they called it "unauthorized distribution of software". You can read full text of this letter [here](#).

RegNow asked us for advice what they should do in this situation. We didn't want them to be

06/28/2001 Heise Online magazine (Germany) published an **article** about this story. Not all in this article was correct, but we would like to thank German journalists for their publication - they were first who covered the real problem. From this article, we have found out that this story first appeared in Wall Street Journal, and that Barnes & Noble has stopped sales of the books in Adobe Acrobat Reader format.

Wall Street Journal Online article is available only in the paid access here, so here is the excerpt of the article:

*Barnes & Noble.com Inc. temporarily pulled certain electronic books from its Web site (...) Books available in the Adobe Acrobat eBook Reader format (...) were listed as out-of-stock on the site for about 24 hours, starting around 6 p.m. EDT Tuesday*

*Michael Fragnito, vice president of the digital group at Barnes & Noble.com, declined to comment on the nature of the problem...*

*Susan Altman Prescott, vice president of product marketing for cross-media at Adobe Systems Inc., said (...) they learned last Friday that a Russian software program (...) was capable of decrypting e-books using the 2.1 version of Adobe's Acrobat eBook Reader. She said Adobe worked through the weekend to resolve the problem and by Monday had a new 2.2 version ready.*

*A spokeswoman for Amazon said (...) Amazon never stopped selling Acrobat-format e-books because the Reader software "was something we were able to swap very quickly."*

*... E-books in the ... Microsoft formats weren't affected by the problem, according to Barnes & Noble.com ...*

And where is the truth? Adobe said that they have fixed the problem on Monday; B&N stopped sales on Tuesday evening (after the problem was fixed); and Amazon didn't stop the sales at all, because they didn't see any problem there! Isn't it a result of competition between Amazon/Adobe and B&N/Microsoft?

I think that you can find some answers on these questions on B&N site:

"Can't Decide Which eBook Is Best for You?" According to **Barnes&Noble**, Microsoft Reader is good for "Businesspeople, Professionals, and Academics"; while Adobe eBook Reader is good for "Kids (who) like the full-color, high-quality graphics".

The fun is also **here**. For Adobe eBooks funs, B&N recommend to "search our selection of Gay & Lesbian eBooks to find everything from fiction to politics. Start with Girls Will Be Girls, a collection of stories about women and their relationships, from the author of Heather Has Two Mommies."

Do you want you Kids learn more about Gay & Lesbian relationships? Thus, you need Adobe eBook Reader! :-)

*Correction: as of 07/05, Gay & Lesbian eBooks are not advertised at B&N anymore. Unfortunately, we haven't made a screenshot...*

The same day this story was covered by:

- Dow Jones News Service
- Dow Jones Business News

But we highly recommend you to read **article** on our favorite **Planet eBook** - that was the first media that tried to highlight the problem instead of publishing something "hot" about "Russian hackers again".

06/29/2001 The story was covered by:

- The Wall Street Journal Europe
- The Asian Wall Street Journal
- PCtip Online (IDG Group, Swiss)

The press coverage now moves to Europe and Asia.

07/02/2001 More and more European media:

- ComputerWelt Online (IDG Group, Austria)
- Orf On Futurezone (inspired by Siemens, Austria)
- derStandart.at (Austria)
- ComputerPartner (Germany)

**07/03/2001 More coverage:**

- [Wired: Adobe's security cracked](#)
- [Planet eBook: ElcomSoft refutes Adobe's charges of copyright infringement](#)
- [Hack the Planet](#)
- [Wizaerd's Realm: PDF security no so secure after all](#)

**07/04/2001 New version of AEBPR now available**

We have found that in **Acrobat eBook Reader 2.2**, the protection has not been improved at all. The changes are minimal, and exactly the same (weak) encryption is being used. So we have released **AEBPR 2.2**, which is fully compatible with **Acrobat eBook Reader 2.2**: get it [here](#), [here](#) or [here](#). Note: this is a **demo** version: it decrypts only 25% of the content, but cannot be "registered" (to have the full functionality) at all. Full version is available [on request only to journalists and cryptanalysts](#) for reviewing and evaluation purposes.

You can download a demo version of AEBPR [here](#), [here](#) or [here](#). And yes, it works with new version of **Adobe Acrobat eBook Reader (2.2)**, "which addresses a security issue" of Reader 2.1.

**07/05/2001 More coverage:**

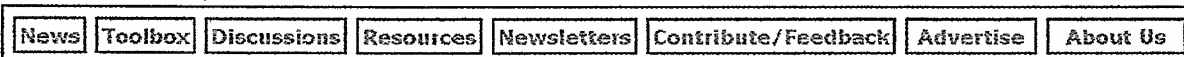
- [PUBLISHING.ABOUT.COM: Adobe and the Ebook Pirates](#)
- [PlanetPDF: Moscow Times covers PDF eBook decryption -- in PDF](#)
- [Computer Channel: Russische Firma bietet Anleitung zum E-Book-Knaken](#)
- [HispaMP3: Un crack para Acrobat Ebook Reader](#)
- [Pocket PC Thoughts](#)
- [Grafika on-line: Sifrovani Adobe e-book prolomeno](#)

**07/11/2001 More coverage:**

- [E-book security-cracking intrigue](#)
- [How Secure Is PDF? \(in PDF format\)](#)

Please make sure to revisit this page in the future for additional coverage of this conflict! If have any questions or would like to link to this page (or write your own story about that), please contact us at [ebooks@elcomsoft.com](mailto:ebooks@elcomsoft.com). You can also [subscribe](#) to our mailing list to get all the latest news about AEBPR.

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**PDF**zone.com**News****NEWS****E-book security-cracking intrigue**

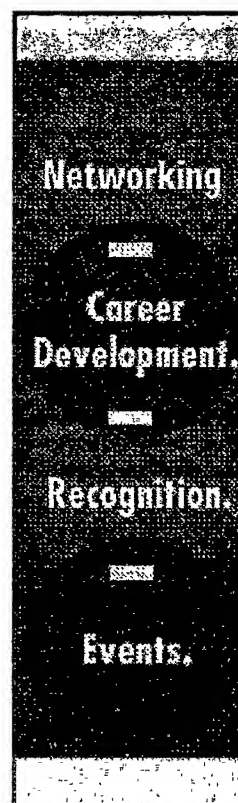
ElcomSoft continues to escalate its battle with Adobe's lawyers and software engineers in a "spy-vs.-spy" game of one-upsmanship. A new version of its Advanced eBook Processor claims to defeat encryption in the newest Acrobat eBook Reader, which Adobe updated in late June to deal with Elcom's original decryption scheme.

The Russian software company first rocked the PDF world June 20 with a \$100 software utility called "Advanced eBook Processor," which claimed to decrypt Acrobat eBook Reader 2.1 files secured with leading protection software from InterTrust, SoftLock and Adobe (among others). As can be expected, Adobe Systems took swift action against ElcomSoft. The Russians dug in their heels by saying the following at its Web site:

"We claim that ANY eBook protection, based on Acrobat PDF format (as Adobe eBook Reader is), is ABSOLUTELY insecure just due to the nature of this format and encryption system developed by Adobe. ... The general rule is: if one can open particular PDF file or eBook on his computer (does not matter with what kind of permissions/restrictions), he can remove that protection by converting that file into "plain", unprotected PDF.

"We claim that by aggressively pushing of standards, unapproved by professional cryptologists, to the fast growing electronic books market and with pursuing of independent researchers who tries to highlight the problems, Adobe Systems violates the rights of books authors and publishers, which may result the unauthorised distribution of their books in the Internet.

"In addition, we would like to state our intention to publish the sources of our software in the Internet, and do our best to make them available to everyone all over the world if Adobe Systems continues to pursue us."

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of some of the password and usage restrictions of the following e-book security protocols:



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- \* BPTE\_Rot13 (used by New Paradigm Resources Group Inc.)
- \* FileOpen (by FileOpen Systems)
- \* SoftLock (by SoftLock Services Inc.)
- \* InterTrust DocBox
- \* Internet Standards Australia
- \* Adobe's Web Buy
- \* Adobe's eBook Reader (GlassBook Reader)

A few days after ElcomSoft posted version 1.01 of its decryption software, Adobe tightened security in an update to Acrobat eBook Reader now in version 2.2. Its anti-piracy team then sent a letter to ElcomSoft and Verio, the software company's ISP, requesting that the software be removed from the ElcomSoft site.

"As the copyright protection is applied by the copyright holder, and NOT the end user, any claim that the software is designed to assist the end user in activity other than illegal piracy, is unsustainable," an Adobe investigator wrote. "Continued offering of this product without Adobe's consent constitutes contributory copyright infringement. Adobe has a good faith belief that use of the material in this manner is not authorized by the copyright owner, or its agent, or the law. This violation is a matter of great concern and will be pursued aggressively by Adobe Systems."

Vladimir Katalov, ElcomSoft managing director, posted on the comp.text.pdf newsgroup that if he must cease offering the software from Russia, ElcomSoft will relocate to another country outside the jurisdiction of the Digital Millennium Copyright Act and use another ISP, "and/or make the software available for free."

Barnes & Noble became a part of the story when it briefly stopped selling PDF e-books, which showed as "out of stock" to customers. After Adobe updated eBook Reader, the e-books came back online.

The latest twist in the story came when ElcomSoft upgraded the Advanced eBook Processor, calling its new version 2.2 as well.

"We have found that in Acrobat eBook Reader 2.2, the protection has not been improved at all," ElcomSoft published on its site. "The changes are minimal, and exactly the same (weak) encryption is being used. So we have released AEBPR 2.2, which is fully compatible with Acrobat eBook Reader 2.2."

Elcomsoft: <http://www.elcomsoft.com/aebpr.html>

11/10/2001

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- 1 -

## FEDERAL BUREAU OF INVESTIGATION

Date of transcription 7/12/01

An observation was made and a review conducted of an Internet "website" identified as Amazon.com for purposes of reviewing that company's typical procedure for downloading electronic books which are also known as e-books.

Review of the website determined that e-books sold through Amazon.com can be viewed after downloading a free e-book reader from either Microsoft Corporation or Adobe Corporation. The readers were observed to be named "Microsoft Reader" or "Adobe Acrobat eBook Reader" respectively.

The site was observed to define an e-book as a digital book that one can read on a computer screen and that some e-books can also be read on an electronic device such as a Palm or other hand held computer. It stated that in order to read an e-book you must have either of the above readers. It explained that the reader is free software which must be installed on the computer or device to which one downloads the e-book on order to read it. It further explained that one must have installed the reader prior to purchasing an e-book from the Amazon.com website.

The site further explains that once an order is placed, an e-mail message will be received containing a link to follow and the link will take the person to a page where the purchased e-book can be downloaded to the installed reader.

In the "E-Books and Docs" section of the website, the following statement was noted under the heading:

"Is it safe to download e-book readers and e-books?"

"Yes. You will not download a computer virus or any other malicious file when you download e-books or e-book readers at Amazon.com. Additionally, both Microsoft and Adobe readers have built-in security and encryption features to protect against copyright violations."

Copies of the above pages summarized and observed are attached and made part of this FD-302 Report of Interview.

Investigation on 7/12/01 at San Jose, CA

File # 295B-SF-130304 - 4  Date dictated 7/12/01

by SA

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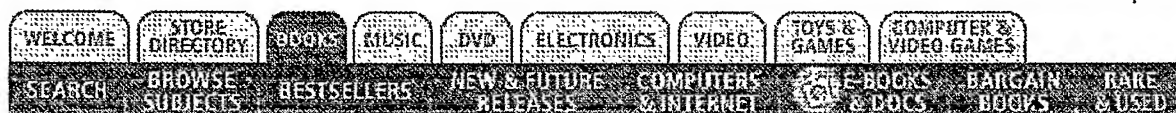
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## Our Top Questions

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- ▶ [Is it safe to download e-book readers and e-books?](#)
- ▶ [Why should I read e-books?](#)
- ▶ [Glossary](#)

If you're a newcomer to the world of e-books, the information below will answer some common questions, introduce the basic terminology surrounding e-books, and point you to the free software you need to download to begin enjoying e-books. If you need more information than what is provided below, you can read our [e-books FAQ](#).

## What's an e-book?

An e-book, or electronic book, is a digital book that you can read on a computer screen. Some e-books can also be read on an electronic device such as a Palm or other handheld computer.


## How do I read an e-book?


To read an e-book, you must have an e-book reader. A reader is the free software that must be installed on the computer or device to which you download your e-book in order to read it. You can purchase an e-book from Amazon.com at any time, but you must have a reader installed on your computer before you can download an e-book you have bought. You can download [Microsoft Reader](#) or [Adobe Acrobat eBook Reader](#) for free at Amazon.com. Once you have placed your order, you will receive an e-mail message containing a link to follow. This link will take you to a page where you can download the e-book that you've purchased to your installed reader. (If you misplace the e-mail containing this link, don't worry: you can get to the download page by visiting the relevant order summary. To do that, click the Your Account link in the top right corner of any page of our site.)

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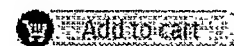
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### Which e-book reader is best for me?

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### Is it safe to download e-book readers and e-books?

Yes. You will not download a computer virus or any other malicious file when you download e-books or e-book readers at Amazon.com. Additionally, both Microsoft and Adobe readers have built-in security and encryption features to protect against copyright violations.

### Why should I read e-books?

There are a number of advantages to reading e-books. First, you can read them immediately, without having to wait for the title to be shipped to you. You can take them with you anywhere you take your laptop, and the Microsoft and Adobe readers offer features like highlighting and search. Also, Amazon.com has many unique reference documents available for downloading. These documents can be difficult to find in print and often contain timely information that many people enjoy having on their PC.

### Glossary

**Adobe Acrobat eBook Reader:** Adobe's free software program for displaying and reading e-books on PCs and laptops.

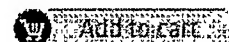
**ClearType:** Microsoft's technology that dramatically improves font display resolution to increase screen readability. ClearType is built into Microsoft Reader.

**Dedicated Reader Device:** Hardware, such as the Franklin eBookMan, that is specifically designed for reading e-books. At this time Amazon.com does not offer any titles for these devices.

**Download:** The process of copying a file from the Internet onto your hard drive. The length of time needed to download a file depends on the size of the e-book you order and the speed of your computer's modem. Download times for an average-sized e-book according to connection speed are as follows: 28.8K = 125 seconds or a little over 2 minutes, 56K = 62.5 seconds or a little over 1 minute, T1 = 2.3 seconds.

**DRM:** Digital rights management (DRM) systems help protect the copyright of materials by defining how the content can be used. These rights are determined by the publishers.

**Our Price: \$15.95**



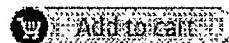
**Darth Maul: Saboteur**  
**(Star Wars)**  
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Byron Cover

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**List Price:** ~~\$26.00~~  
**Our Price:** **\$20.80**  
**You Save:** \$5.20 (20%)

**.ebx:** The technical name for the file format that is read by the Adobe Acrobat eBook Reader.



**Format:** A particular way to store information on a computer. You may need special programs to read certain formats, such as Microsoft Reader to read .lit files and Adobe Acrobat eBook Reader to read .ebx files.

**.lit:** The technical name for the file format that is read by Microsoft Reader.

**Microsoft Reader:** Microsoft's free software program for displaying and reading e-books on PCs and laptops.

**p-Book:** The term used by the digital world to describe books in print form. E-books are digital and p-books are printed and bound.

**PDA:** Personal digital assistants (PDAs) are handheld devices that can be used for a variety of tasks, depending on the model type. With the right software they can store and display e-books. Pocket PCs can display free e-books in the Microsoft format offered at Amazon.com.

**PDF:** Portable Document Format is a format developed by Adobe Systems that allows documents to appear on your computer just as they would in print.

**POD:** Print on demand (POD) is the process of storing a book in digital format, then printing and binding that book only when it is ordered by a customer.

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Choose an e-Book Reader	Microsoft <b>Reader</b> with ClearType	 Adobe
<b>Price</b>	Free	Free
<b>Download time</b>	10-15 minutes using a 56K modem	20-25 minutes using a 56K modem
<b>System requirements</b>	Windows 95, 98, NT, 2000, ME; Internet Explorer 4.0 or later, 13 MB storage, 16 MB RAM, Intel Pentium 75 MHz processor or faster, VGA or higher resolution monitor and video card capable of displaying 256 or more colors	Windows 95, 98, NT, 2000, ME; Internet Explorer 4.0 or later, 12 MB storage, 32 MB RAM, Intel Pentium processor, SVGA color display (800 x 600)
<b>Reading device</b>	Laptop or desktop	Laptop or desktop
<b>Works on Pocket PC devices</b>	Yes, with Amazon.com Press titles (including all free e-books)	No
<b>Portability</b>	You can read e-books anywhere you take your laptop	You can read e-books anywhere you take your laptop
<b>Full color</b>	Yes	Yes
<b>Adjustable type size</b>	Yes, you can use Microsoft's ClearType technology to adjust the font size to suit your needs	Yes, you can use Adobe's CoolType technology to adjust the font size to suit your needs
<b>Two-page view</b>	No	Yes
<b>Dictionary</b>	Free download	Free. The dictionary is included when you download the Acrobat eBook Reader
<b>Printable text</b>	No	Yes, with the publisher's permission
<b>Mac- or Linux-compatible</b>	No	No
<b>Searching and bookmarking</b>	Yes	Yes
<b>Highlighting and note-taking</b>	Yes	Yes
<b>Graphics support</b>	Yes	Yes
<b>Text-to-speech capability</b>	No	Yes, with Windows 2000 operating system and publisher's permission
<b>Create drawings</b>	Yes	No
<b>Compatible with audible.com</b>	Yes, you can listen to digital spoken-word content from www.audible.com	No



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**FILE NUMBER** 295F-SF-130304

**FOLLOWING SERIAL(S) REMOVED FROM CASE  
FILE AND DESTROYED IN ACCORDANCE WITH  
THE AUTHORITY CONTAINED IN NATIONAL  
ARCHIVES JOB NUMBER N1-65-88-03. (SEE  
BUFILE 66-19087-237)**

**SERIAL(S) #** 5

**DESTROYED BY:** MLF

**DATE:** 7/2/07

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## FEDERAL BUREAU OF INVESTIGATION

Date of transcription 7/5/01

[redacted] Adobe Systems Inc. [redacted]  
[redacted] eBook Development Group, 1601 Trapelo Rd. Waltham  
Massachusetts 781-434-2144; Home telephone [redacted]  
cellphone [redacted] was asked the following question:

b6  
b7C

Does the Elcomsoft software program coupled with the Elcomsoft unlocking key circumvent protection afforded by a technological measure developed by Adobe Systems Inc. for its Acrobat eBook Reader either by avoiding, bypassing, removing, deactivating, or other wise impairing the technological measure?

[redacted] responded, "Yes, definitely. My understanding is that it does"

Investigation on 7/5/01 at San Jose, CA (telephonically)

File # 295B-SF-130304 - 10 Date dictated 7/5/01

by SA [redacted]

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## FEDERAL BUREAU OF INVESTIGATION

Date of transcription 7/3/01

The following information was observed and downloaded from ELCOMSOFT websites on 7/2 and 7/3/01. The information is in text format: Copies of the information was downloaded to a 3 1/2 diskette and made part of the exhibits section of the investigative file.

**ElcomSoft Co.Ltd.**

ElcomSoft Co.Ltd. is a privately owned software development company headquartered in Moscow, Russia. Established in 1990, Elcom specializes in producing Windows productivity and utility applications for businesses and individuals.

ElcomSoft's award-winning Password Recovery Software allow businesses to continue to use their valuable data when documents' passwords are lost, accidentally or intentionally. ElcomSoft markets password recovery products for Microsoft Office products (including Word, Excel, Access, Outlook, Outlook Express, VBA, PowerPoint and Visio), other Microsoft Software (Project, Backup, Mail, Schedule+), archive products (including ZIP, RAR, ACE and ARJ files), Lotus SmartSuite components (Organizer, WordPro, 1-2-3 and Approach), Adobe Acrobat PDF and eBooks and many others.

ElcomSoft's time- and money-saving E-mail Management Software include Advanced Maillist Verify, a program that verifies the validity of e-mail addresses before you send messages to them, Advanced Direct Remailer, a powerful e-mail system that bypasses your ISP's SMTP server and sends e-mails directly to your recipients, Autoroute SMTP, a free utility program that makes it easy to send e-mails from e-mail accounts on multiple ISP's and a few others.

ElcomSoft's line of Windows System Utilities includes Advanced Registry Tracer, an utility that takes a snapshot of your Windows Registry and allows you to recover from systems crashes, Advanced NT Security Explorer, an application that makes it easy for NT Systems Administrators to identify and close security holes, and Advanced Disk Catalog, fast and powerful catalogue for different kind of media such as hard disks and CD-ROMs.

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b7C

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Continuation of FD-302 of \_\_\_\_\_, On 7/3/01, Page 2

ElcomSoft Co.Ltd. is a member of the Russian Cryptology Association (RCA) and a lifetime member of the Association of Shareware Professionals (ASP). ElcomSoft is also a Microsoft Independent Software Vendor (ISV) partner.

All of ElcomSoft's software is available for download from the Internet's most popular download sites, where it has consistently won top honors, including 5 cows on TUCOWS, 5 stars on ZDNet, WUGNET's "pick" designation, SoftSeek editor's pick, and hundreds of other awards.

(Separate Page)

[ HOME | FEEDBACK | UP TO PAGE ]

June 29, 2001

New version of Advanced ACT Password Recovery has been released.

June 28, 2001

New products now available: Advanced Word 2000 Password Recovery and Advanced Excel 2000 Password Recovery.

June 26, 2001

New versions of Advanced eBook Processor and Advanced NT Security Explorer now available.

June 21, 2001

New product has been released: Advanced Outlook Express Password Recovery.

June 20, 2001

New product has been released: Advanced eBook Processor. Decrypt eBooks for Adobe Acrobat eBook Reader and PDF's protected with all security plug-ins, including WebBuy!

(Separate Page)

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Continuation of FD-302 of \_\_\_\_\_, On 7/3/01, Page 3

## ElcomSoft Co. Ltd.

Contact: support@elcomsoft.com  
Address1: 2-171 generala Antonova st.  
City: Moscow  
Zip: 117279  
Country: Russia  
Phone: +7 095 2167937  
Fax: +7 095 2167937  
URL: <http://www.elcomsoft.com>  
Description: Elcom Ltd.

Elcom is a private russian company established in 1990. The main activities are: \* Developing parallelsoftware for transputers/i860/C40/Alpha CPUs \* Integrating non-standard hardware into Microsoft Windows/Windows'95/Windows NT \*Developing various shareware programs \* Custom software development. Available products (commercial): Windows Server, Windows Library, DDE Library. Available products (shareware): Advanced Disk Catalog, Advanced Maillist Verify, Advanced Direct Remailer, Advanced Registry Tracer, Advanced ZIP Password Recovery, Advanced ARJPassword Recovery, Advanced Office 95 Password Recovery, AdvancedWord 95 Password Recovery, Advanced Excel 95 Password Recovery, Advanced Office 97 Password Recovery, Advanced Word 97 PasswordRecovery, Advanced Excel 97 Password Recovery, Advanced AccessPassword Recovery, Advanced VBA Password Recovery, Advanced Outlook Password Recovery, Advanced Money Password Recovery, Advanced BackupPassword Recovery, Advanced NT Security Explorer, Origami forWindows. Supported hardware (CPUs): Intel x86 (Pentium ect), Inteli860, Digital Alpha, Inmos (SGS-Thomson) T4 transputer, Inmos (SGS-Thomson) T8 transputer.

(Separate Page)

## Advanced eBook Processor - Truth and Myths.

There was a lot of press coverage all over the world about our Advanced eBook Processor software. We are glad to be recognized so widely, but unfortunately, most of these publications contain severe mistakes about our goals, the program facilities, and the situation in general. You can find the full story below.

06/20/2001 We have released our new program and called it AEBPR (Advanced eBook Processor). The only thing the program does is:

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Continuation of FD-302 of \_\_\_\_\_, On 7/3/01, Page 4

converting documents from Acrobat eBook format (compiled for Adobe Acrobat eBook Reader) to the plain Acrobat format (PDF). Again, that's all: from one Adobe format to another. But PDF is much wider used, because there are (free) PDF viewers for a lot of hardware platforms (from workstations to PDAs) and operating systems (Windows, Mac, Linux etc), while Acrobat eBook Reader is available for Windows and Mac only.

This program works only with eBooks you legally own, i.e. purchased from one of online stores like Amazon or Barnes & Noble. So we were absolutely sure that the owner of eBook has all rights to read the book he \*purchased\* where he wants and how he wants.

The demo version of AEBPR allows to convert only first 10% of the book content. To protect unauthorized distribution of eBooks on the piracy market, we have set the "border" price for this program - \$99, which is much more than an average eBook cost (most eBooks are being sold from \$10 to \$30, and there are a lot free ones).

You can download a demo version of AEBPR here , here or here . (please note that current release of our program does not support the latest version of Adobe eBook Reader, 2.2; that is the result of unpredicted Adobe reaction to our release of this program - see below).

06/25/2001 We have received a notification from Adobe Anti-Piracy Enforcement Team team in which they claimed that our program is illegal and we need to remove it immediately from our site. They said they give us 5 days otherwise they will "pursue us aggressively". Click here to see full version of letter we received from Adobe.

06/26/2001 We have received an email from our ISP, Verio Inc. They wrote that Adobe has contacted them to shut down our Web site (again, immediately). As Adobe wrote to Verio, the reason was: the site "offers downloads to their copyrighted software published by Adobe Systems."

Obviously - this is not true, we never distributed any software copyrighted by Adobe Systems. But as you can see, Adobe is not even going to collect the correct information (what laws,

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Continuation of FD-302 of \_\_\_\_\_, On 7/3/01, Page 5

copyrights and terms-of-use have been violated), but just started their aggressive actions before 5-day period (they set themselves) has expired. Really, they did not want to give us a time to consult with our attorneys!

Verio gave us 6 hours to remove this page (the one you are reading now). So we moved the site to another ISP.

Click here to read the full text of e-mail we have received from Verio.

06/27/2001 (2:19:30 PM) Verio has contacted us again, this time not asking for something, but just with a notification:

"Host blocked: www.elcomsoft.com/aebpr.html - 198.63.210.56 port 80 (www) "

You can see, that since they were not able to close our web site completely, they simply disabled access to it on their routers. Moreover, they have blocked the whole IP address of our server, so not only this site, but also lots of other (not only ours) web sites became completely out of reach!

But we already had a few mirrors ready, and after this unfriendly action from Verio, we have updated appropriate DNS records. In 6 hours, our web site was accessible again!

06/28/2001 (10:57 AM) Adobe has sent a complaint to RegNow, our billing service (5 days are still not expired!). This time they called it "unauthorized distribution of software". You can read full text of this letter here.

RegNow asked us for advice what they should do in this situation. We didn't want them to be involved in our problems, and so asked to stop sales of AEBPR.

06/28/2001 Heise Online magazine (Germany) published an article about this story. Not all in this article was correct, but we would like to thank German journalists for their publication - they were first who covered the real problem. From this article, we have found out that this story first appeared in Wall Street Journal, and that Barnes & Noble has stopped sales of the books in Adobe Acrobat Reader format.



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Wall Street Journal Online article is available only in the paid access here, so here is the excerpt of the article:  
Barnes & Noble.com Inc. temporarily pulled certain electronic books from its Web site (...) Books available in the Adobe Acrobat eBook Reader format (...) were listed as out-of-stock on the site for about 24 hours, starting around 6 p.m. EDT Tuesday

Michael Fragnito, vice president of the digital group at Barnes & Noble.com, declined to comment on the nature of the problem...

Susan Altman Prescott, vice president of product marketing for cross-media at Adobe Systems Inc., said (... they) learned last Friday that a Russian software program (...) was capable of decrypting e-books using the 2.1 version of Adobe's Acrobat eBook Reader. She said Adobe worked through the weekend to resolve the problem and by Monday had a new 2.2 version ready.

A spokeswoman for Amazon said (...) Amazon never stopped selling Acrobat-format e-books because the Reader software "was something we were able to swap very quickly."

... E-books in the ... Microsoft formats weren't affected by the problem, according to Barnes & Noble.com ...

And where is the truth? Adobe said that they have fixed the problem on Monday; B&N stopped sales on Tuesday evening (after the problem was fixed); and Amazon didn't stop the sales at all, because they didn't see any problem there! Isn't it a result of competition between Amazon/Adobe and B&N/Microsoft?

I think that you can find some answers on these questions on B&N site:

"Can't Decide Which eBook Is Best for You?" According to Barnes&Noble, Microsoft Reader is good for "Businesspeople, Professionals, and Academics"; while Adobe eBook Reader is good for "Kids (who) like the full-color, high-quality graphics".

The fun is also here. For Adobe eBooks funs, B&N recommend to "search our selection of Gay & Lesbian eBooks to find everything from fiction to politics. Start with Girls Will Be Girls, a collection of stories about women and their relationships, from

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Continuation of FD-302 of \_\_\_\_\_, On 7/3/01, Page 7

the author of Heather Has Two Mommies."

Do you want you Kids learn more about Gay & Lesbian relationships? Thus, you need Adobe eBook Reader! :-)

The same day this story was covered by:

- \* Dow Jones News Service
- \* Dow Jones Business News

But we highly recommend you to read article on our favorite Planet eBook - that was the first media that tried to highlight the problem instead of publishing something "hot" about "Russian hackers again" .

06/29/2001 The story was covered by:

- \* The Wall Street Journal Europe
- \* The Asian Wall Street Journal
- \* PCTip Online (IDG Group, Swiss)

The press coverage now moves to Europe and Asia. It seems that US media were also "pursued aggressively" by Adobe Systems as we are! Here you see what does real "democracy" in the United States mean.

07/02/2001 More and more European media:

- \* ComputerWelt Online (IDG Group, Austria)
- \* Orf On Futurezone (inspired by Siemens, Austria)
- \* derStandart.at (Austria)
- \* ComputerPartner (Germany)
- \* pte.Online (Austria)
- and still full silence in the USA.

07/03/2001 Now it's time for the brutal truth on Adobe eBook protection.

We claim that ANY eBook protection, based on Acrobat PDF format (as Adobe eBook Reader is), is ABSOLUTELY insecure just due to the nature of this format and encryption system developed by Adobe. The general rule is: if one can open particular PDF file or eBook on his computer (does not matter with what kind of permissions/restrictions), he can remove that protection (by converting that file into "plain", unprotected PDF. Not very much experience needed. In brief: ANY security plugin (actually, eBooks are protected with security plug-in as well: EBX) does

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Continuation of FD-302 of \_\_\_\_\_, On 7/3/01, Page 8

nothing but returns a decryption key to Adobe Acrobat Reader or Adobe Acrobat eBook Reader. Plug-in can make various hardware verifications, use parallel port dongles, connect to the publisher's web site and use asymmetric encryption, etc, but all ends up with a decryption key, because the Reader needs it to open the files. And when the key is there, we can use it to decrypt the document removing all permissions.

Below is the list (not complete) of Acrobat-based protections supported by Advanced eBook Processor:

- \* "standard" PDF encryption,
- \* BPTE\_Rot13 (used by New Paradigm Resources Group, Inc.),
- \* FileOpen (by FileOpen Systems),
- \* SoftLock (by SoftLock Services, Inc.),
- \* Internet Standards Australia
- \* Adobe's Web Buy
- \* Adobe's eBook Reader (GlassBook Reader)

We claim that by aggressively pushing of standards, unapproved by professional cryptologists, to the fast growing electronic books market and with pursuing of independent researchers who tries to highlight the problems, Adobe Systems violates the rights of books authors and publishers, which may result the unauthorised distribution of their books in the Internet.

We would like to confirm, that absolutely FREE version of Advanced eBook Processor (fully compatible with the latest and "most secure" Adobe technology) will be available on our site very soon.

In addition, we would like to state our intention to publish the sources of our software in the Internet, and do our best to make them available to everyone all over the world if Adobe Systems continues to pursue us.

Please make sure to revisit this page in the future for additional coverage of this conflict!

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## FEDERAL BUREAU OF INVESTIGATION

Date of transcription 7/3/01

The Internet home page of [www.regnow.com](http://www.regnow.com) was observed. The following is a listing of certain products listed for purchase through the website. It was noted that when a computer mouse was used to select the below listed files for purchase through the RegNow website, the reader was placed to the home page of [Elcomsoft.com](http://Elcomsoft.com).

Advanced PDF Password Recovery (Pro)  
Recover passwords to Adobe Acrobat PDF files  
ElcomSoft Co. Ltd.

Advanced PDF Password Recovery  
Decrypt protected Adobe Acrobat PDF files.  
ElcomSoft Co. Ltd.

Advanced eBook Processor (Discount)  
Decrypt protected Adobe Acrobat PDF files and eBooks  
ElcomSoft Co. Ltd.

The following is a text version of the introductory webpage of [RegNow.com](http://RegNow.com)

Join our Affiliate Network! Anyone can join... and it's free! Sell your favorite RegNow products right from your own website! And best of all, you'll earn a portion of each sale that your website receives! Read our Privacy Statement! RegNow strives to ensure that you receive quality service, and that also means that the information you provide us is seen only by a select few here at RegNow. Read our statement to find out more!  
How to Reach Us?  
Register Now!  
P.O. Box 1816  
Issaquah, WA 98027

Order Questions: [orders@regnow.com](mailto:orders@regnow.com)

RegNow Services

Investigation on 7/2/01 at San Jose, CA

File # 295B-SF-130304-8 Date dictated 7/3/01

by SA

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Continuation of FD-302 of \_\_\_\_\_, On 7/2/01, Page 2

**Sell Your Products!**

Are you a software author, or simply want to sell your products on one of the most flexible systems available? Check out the link above to find out more about what our advanced ordering system can do for your business! Join our Affiliate Network! Anyone can be an affiliate! Sell your favorite RegNow products right from your own website. Earn money for every sale that your website receives. Sell your favorite screen saver, or setup an entire store front of products completely with your own order form design! Check out the link above for more info!

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How to Reach Us?

Register Now!

P.O. Box 1816

Issaquah, WA 98027

Order Questions: [orders@regnow.com](mailto:orders@regnow.com)

Shop @ RegNow!

Welcome to RegNow! Just type in a word or words below and we'll go out searching our product database for names, descriptions, and anything else we can find that matches your search! If we find anything, we'll spit out a list below for you to choose from!

A diskette copy of the website information observed was retained and made part of the exhibits section of the file.

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## FEDERAL BUREAU OF INVESTIGATION

Date of transcription 7/3/01

[redacted]  
Investigations/Anti-Piracy Adobe Systems Incorporated, 321 Park Avenue San Jose, CA. 95110-2704 telephone [redacted] furnished the following additional information to that previously given by [redacted] and others during a meeting on 6/29/01.

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Adobe investigator [redacted] was the individual from Adobe who purchased the Adobe Acrobat eBook Reader unlocking key to work with a software program from Elcomsoft Inc. [redacted] used the pseudonym of [redacted] in this transaction. [redacted] paid a \$99 fee to the RegNow website with a credit card number utilized by Adobe Investigator [redacted]

After [redacted] had paid the fee, Elcomsoft sent an e-mail with the unlocking key that worked with Elcomsoft's software program that unlocked the copyright protections on the Adobe Acrobat eBook reader.

[redacted] was told by an Adobe engineer whose name he could not readily recall that the Elcomsoft unlocking key worked as claimed by Elcomsoft and unlocked 100% of an eBook.

[redacted] stated that at the time this occurred, one could download the Elcomsoft unlocking software for free directly from the Elcomsoft site without purchasing the key. However, the software obtained without the unlocking key only allowed one to view approximately 10% of an eBook in the Adobe format. In order for [redacted] to get the complete book, he was required to pay Elcomsoft the \$99 fee through the RegNow website.

[redacted] stated that [redacted] downloading activity was conducted from the San Jose, California address of Adobe Systems Inc.

Investigation on 7/3/01 at San Jose, CA (telephonically)

File # 295B-SF-130304 - 9 Date dictated 7/3/01

by SA [redacted]



U.S. Department of Justice

Federal Bureau of Investigation

In Reply, Please Refer to  
File No. 295B-SF-130304

450 Golden Gate Ave.  
PO Box 36015  
San Francisco, CA 94102  
[REDACTED]  
July 5, 2001

Leslie Caldwell  
Acting United States Attorney  
450 Golden Gate Avenue  
San Francisco, CA. 94102

Attention: [REDACTED]

RE: [REDACTED]  
[REDACTED]  
[REDACTED]

dba ELCOMSOFT, aka  
www.elcomsoft.com;  
Adobe Systems, Inc.- Victim;  
IPR Infringement-Copyright  
Infringement - Computer  
Software Matters

b6  
b7C

Dear M. Caldwell:

Reference is made to a conversations between Assistant United States Attorney (AUSA) [REDACTED] and Special Agent (SA) [REDACTED] Federal Bureau of Investigation (FBI) on July 1 and 3, 2001.

During the referenced conversations, AUSA [REDACTED] was advised that FBI records contain classified information which may relate to the some of the subjects listed in the above captioned case. This requires that the prosecuting attorney assigned to the matter have a clearance to have access to classified information in order that any appropriate disclosure can be made by the FBI to the Government's attorney.

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EXPUNGED PURSUANT TO ~  
NARA JOB #N1-65-88-3  
(BUFILE 66-19087-237)

DATE: 7/9/07

INITIALS: mef



It is requested that an attorney with a clearance to have access to classified information be assigned to the above investigation. If you have any further questions relevant to this matter, case agent SA [redacted] can be reached at [redacted] pager [redacted]

b6  
b7C

Sincerely yours,

Bruce J. Gebhardt  
Special Agent In Charge

[redacted]  
By: [redacted]  
Supervisory Special Agent

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## FEDERAL BUREAU OF INVESTIGATION

Date of transcription 7/2/01

A meeting was held at the request of [redacted] [redacted] Investigations/Anti-Piracy Adobe Systems Incorporated 321 Park Avenue San Jose, CA. 95110-2704; [redacted] fax 408-536-6725. [redacted] direct dial number is [redacted]. Also present at the meeting held at the Adobe Systems Inc. office space was [redacted] eBooks, direct dial telephone number [redacted] [redacted] was telephonically present during the entire meeting.

b6  
b7c

At the outset of the meeting, [redacted] referred the interviewing agents to a memorandum with cover fax page previously furnished to the San Jose Branch of the San Francisco United States Attorney's office. A copy of this memorandum along with a CD-ROM and documentation describing Adobe's investigation of the below mentioned information was furnished by [redacted] to the interviewing agents and made part of the exhibits section of the investigative file.

[redacted] thereafter participated in a discussion in which [redacted] identified himself as the principal witness for future testimony purposes.

[redacted] stated that Adobe Systems Incorporated has a freely distributed software product named Adobe eBook Reader. The product is uploaded by a consumer on a personal computer system. The customer then contacts a Web based electronic bookseller such as Amazon.com or Barnes and Noble.com. The customer indicates a desired purchase of a particular title and uses a credit card to order the e-Book. Thereafter, a series of seamless transactions take place between the electronic bookseller, an Adobe Server and the client computer allowing the purchaser to open and view the encrypted e-Book on only the specific computer involved in the transaction. The user never sees the verification and decryption process taking place between the eBook file and the Adobe e-Book Reader to decrypt the 128 bit encrypted file.

[redacted] et al, stated that Adobe Systems Inc. is being victimized by a Russian company named Elcomsoft. Elcomsoft is distributing a key over the Internet in the form of a software program to illegally unlock copyright protections on the e-Book

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Investigation on 6/29/01 at San Jose, CAFile # 295B-SF-130304-11 Date dictated 7/2/01by SA [redacted]  
SA [redacted]

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Continuation of FD-302 of [redacted] et al, On 6/29/01, Page 2

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files. The crack is available for purchase on the Internet at <http://www.elcomsoft.com/aebpr.html>. The commercial name of the "crack" is Advanced e-Book Processor (AEBPR). The Elcomsoft literature describes it as a program to decrypt eBooks in Adobe Acrobat eBook Reader format (PDF files with EBX security handler) as well as Adobe Acrobat PDF files protected using a standard security method, WebBuy Technology, or any other Acrobat security plug-in (like FileOpen, SoftLock etc.). The decrypted file can be opened in any PDF viewer (e.g. Adobe Acrobat Reader) without any restrictions- i.e. with edit, copy print, annotate functions enabled. All versions of Adobe Acrobat are supported. It also can decrypt e-Book Pro (\*.EBK) files, extracting all html pages and images from them.

[redacted] stated that the real damage done by this program is that it creates a "naked file" that enables anyone to read the eBook on any computer without paying the fee to the bookseller. Only one legitimate copy of the encrypted eBook needs be purchased originally and after the protections are stripped through usage of the Elcomsoft program, there are no restrictions and the eBook can be duplicated freely and made available for usage on any computer.

Adobe Systems Incorporated purchased the Elcomsoft unlocking software and determined that it works as claimed.

Adobe purchased the program from Elcomsoft through a U.S. based company that Elcomsoft is using as a means of collecting a \$99 fee for purchase and usage of the crack.

[redacted] identified this company as Register Now! ([www.regnow.com](http://www.regnow.com)) Dept # 1170-75, PO Box 1816 Issaquah, Washington 98027, 1-877-353-7297. Register Now! collects the \$99 fee that pays for the unlocking key. Thereafter, Elcomsoft after receiving verification from Register Now! electronically sends the unlocking key registration code from Elcomsoft to the purchaser.

OTHER NAME EXPUNGED

[redacted] stated that a review of the opening screen on the Elcomsoft software that was purchased shows that [redacted] is identified as being the copyright holder of the Elcomsoft cracking program. [redacted] exhibited this opening screen to the interviewing agents.

[redacted] stated that Adobe Systems Inc has learned that

295B-SF-130304

Continuation of FD-302 of [redacted] et al, On 6/29/01, Page 3

b6  
b7c

[redacted] is slated to speak on July 15, 2001 at the Defcon9 Hackers conference at Las Vegas Nevada. They have learned that [redacted] is scheduled to make a presentation related to the above cracking program.

[redacted] pointed out that the e-mail from Elcomsoft to the individual who purchased the Elcomsoft software for Adobe Systems Inc. shows that a [redacted] is listed on the e-mail sending the registration code to the buyer once payment is received. [redacted] is listed on the e-mail as [redacted] Elcom Ltd.; a member of Association of Shareware Professionals (ASP); and as a member of Russian Cryptology Association (RCA).

[redacted] stated that Adobe Systems Inc. makes its money on a commission from the electronic book vendors who send books to their customers using the Adobe eBook Reader. [redacted] provided a proprietary Adobe Systems Inc. document depicting their projected revenues from these transactions based upon a projected market share. [redacted] pointed out that the projected revenue is in the millions of dollars and stated that Adobe could potentially lose this revenue if Elcomsoft continues to distribute the unlocking codes to its copyrighted Adobe e-Book Reader software. [redacted] stated that thus far, Elcomsoft has defeated Adobe's version 2.1 reader and has threatened to issue a "crack" for version 2.2 that has just been released.

[redacted] stated that the book vendors themselves such as Amazon and Barnes and Noble stand to lose a great deal more if their e-Books are freely distributed among users who have not paid the appropriate fee but have used the Elcomsoft cracking program to defeat the copyright protection. [redacted] stated that as of the date of the interview, the major e-Book vendors are concerned and some have suspended some of their business that uses the Acrobat e-Book reader until they can further assess the amount of business that is being lost due to Elcomsoft's activities.

[redacted] stated that Adobe Systems Inc. has issued cease and desist letters to Elcomsoft, Register Now! and Elcomsoft's U.S. based Internet Service Provider (ISP) Verio Inc. 8005 South Chester Street Englewood, Co. 80112 303-645-1900 fax 303-708-2445. In spite of these letters, Elcomsoft has ignored Adobe's requests and continues to do business. Elcomsoft has

295B-SF-130304

Continuation of FD-302 of  et al, On 6/29/01, Page 4 b6  
b7C

threatened to use other sites and even distribute the cracking  
code freely in the future.

- 1 -

## FEDERAL BUREAU OF INVESTIGATION

Date of transcription 7/2/01

A review was conducted of the website for the Defcon-9 Hackers convention scheduled for July 13-15, 2001 in Las Vegas Nevada. It was noted that an individual identified as [REDACTED] and an individual identified as [REDACTED] are listed as speakers who are to discuss the Acrobat e-Book reader.

b6  
b7c

Below is a text version of portions of the webpage viewed that pertain to [REDACTED] and [REDACTED]

A full version of the website was downloaded onto a diskette and made part of the investigative file.

"Last Updated 07.01.01

DEF CON Nine will be July 13th - 15th, 2001, in Las Vegas, Nevada USA

## Events

DEF CON is an annual computer underground party for hackers held in Las Vegas, Nevada. It has been held every summer for the past eight years. Over those years it has grown in size, and attracted people from all over the planet. People attend to meet others into hacking, hang out with old friends, listen to new speeches or just hack on the network. That's what it is all about in a nutshell. Meeting other people and learning something new. Last year over 4,200 people showed up. That makes us (Currently) the largest hacking convention on the planet.

We are not trying to teach you to learn how to hack in a weekend, but what we are trying to do is create an environment where you can hang out with people from all different backgrounds. All of them interested in the same thing, computer security. To do this we have taken over the complete hotel at the Alexis Park Resort. Does all of this seem interesting? Then it can be yours for the low low price of only \$50 at the door.

Investigation on 7/2/01 at San Jose, CA

File # 295B-SF-130304-12 Date dictated 7/2/01

by SA [REDACTED]

EXPUNGED PURSUANT TO  
NARA JOB #N1-65-88-3  
(BUFILE 66-19087-237)

DATE: 7/2/07  
INITIALS: mf

295B-SF-130304

Continuation of FD-302 of \_\_\_\_\_, On 7/2/01, Page 2


This year I will continue the trend of trying to get more technical talks, as well as more demonstrations. Some people don't care for the talks, choosing instead to spend their time meeting new people. I still think the talks are the center of the con, and by making the talks better the whole con will improve. As the con grows, and more people get into computer hacking, it has changed. While we are not sure what it will change into this year, I do know it will be different than last year.

I realize that the description is a bit vague. If you want a greater idea of what it is all about, and what other people have had to say about the convention, please visit the previous year's archives sections and read what the media and attendees have had to say. Or just browse these pages and see if anything seems cool to you.

Note: Last year things got a bit tight, so for this year we are adding an additional 8,000 square feet of air conditioned space on the roof. This should help seat another 700 people for speeches.....

Updated 07-01-01

S P E A K E R S.....

  
Andy Malyshev  
eBooks security - theory and practice  
Security aspects of electronic books and documents, and  
a demonstration of how weak they are:

"standard" PDF encryption,  
Rot13 (used by New Paradigm Resources Group, Inc.),  
FileOpen (by FileOpen Systems),  
SoftLock (by SoftLock Services, Inc.),  
Adobe's Web Buy,  
Adobe's eBook Reader (GlassBook Reader)  
InterTrust DocBox plug-in.



295B-SF-130304

Continuation of FD-302 of \_\_\_\_\_, On 7/2/01, Page 3

Documents publishing in electronic form have a lot of advantages against traditional on-paper publishing. You could easily find list of such advantages on web server of any company, which provides eBook solutions. But nobody perfects, and there is one big problem that related with eBooks. Information in electronic form could be duplicated and transmitted, and there is no reliable way to take control over that processes. There are several solutions from different companies that were developed to prevent unauthorized distribution of the electronic documents.

My name is [REDACTED] I'm employee of the ElcomSoft Company. As we have demonstrated in our speech on Black Hat Win2K Security (February 2001), encryption in Microsoft Office documents is very weak and password protection may be removed without any problems in most cases. In this speech I'll try to cover password protection aspects of electronic books and documents. The most attention will be paid to documents in PDF format....

Sunday the 15th  
Time.....

13:00 - 13:50

Dan Kaminsky & Andy Malyshev: Gateway Cryptography: Hacking Impossible Tunnels Through Improbable Networks with OpenSSH and the GNU Privacy Guard.....

14:00 - 14:50  
[REDACTED]

16:00 - 16:50

Thanks for coming! DEF CON closes up, but feel free to hang out....."

**FILE NUMBER 295F-SF-130304**

**FOLLOWING SERIAL(S) REMOVED FROM CASE  
FILE AND DESTROYED IN ACCORDANCE WITH  
THE AUTHORITY CONTAINED IN NATIONAL  
ARCHIVES JOB NUMBER N1-65-88-03. (SEE  
BUFILE 66-19087-237)**

**SERIAL(S) # 13 through 17  
DESTROYED BY: MLF  
DATE: 7/2/07**

- 1 -

## FEDERAL BUREAU OF INVESTIGATION

b6  
b7cDate of transcription 7/18/01

[redacted]  
[redacted] was interviewed after being arrested at the Alexis Park Resort 375 East Harmon Las Vegas, Nevada. He was interviewed at his motel room number 2054. Also participating in the interview was Special Agent [redacted] Federal Bureau of Investigation. [redacted] was advised of the identity of the interviewing agents by a show of credentials and was shown and given a copy of the arrest warrant. [redacted] was advised that he was being arrested for violation of U.S. Copyright law and Aiding and Abetting such violation.

OTHER NAME EXPUNGED

Prior to any questioning [redacted] was advised of his rights through the reading of an Advice of Rights form to [redacted] by SA [redacted]. [redacted] indicated that Russian is his native language and [redacted] stated that he does understand and speak the English language. After [redacted] was read the form and each line of the form was explained to [redacted] he was asked if he had any questions about the statements on the form. [redacted] stated that he understood the language on the form and did not have any questions about its contents. [redacted] thereafter signed the Waiver of Rights and stated he was willing to be interviewed.

[redacted] stated that he is employed by ELCOMSOFT Co. of Moscow, Russia. He has been employed at the company for one and one-half years as a software engineer and cryptanalyst. His current salary is \$2,000 per month. The boss of ELCOMSOFT is [redacted] and the [redacted] is [redacted]. [redacted] reports directly to [redacted]. [redacted] is involved primarily in making the business decisions and [redacted] is in charge of [redacted] decisions.

[redacted] stated that he is the author of a software program developed by ELCOMSOFT named Advanced eBook Processor and [redacted] authored versions 2.1 and 2.2 of this program. [redacted] stated that he developed these programs both as an employee of ELCOMSOFT and as part of fulfilling his dissertation for his doctorate degree from the Moscow State Technical University (further identified by [redacted] as the Moscow State Technical University named after Bauman.)

OTHER NAME EXPUNGED

Investigation on 7/16/01 at Las Vegas, NVFile # 295B-SF-130304 - 17 Date dictated 7/18/01

by SA [redacted]

- 1 -

## FEDERAL BUREAU OF INVESTIGATION

Date of transcription 07/18/2001

[redacted] born [redacted] of [redacted] Moscow, Russia, United States Visa control number [redacted] was interviewed inside his hotel room, Alexis Park Resort and Spa, 375 East Harmon, Las Vegas, Nevada, Room [redacted]. Also present during the interview was Special Agent [redacted]. After being advised of the identity of the interviewing agents, the nature of the interview, and of the fact that he was not in custody and free to leave at any time, he provided the following information:

[redacted] received a degree from the University of Moscow in [redacted]. [redacted] is currently employed as a [redacted] for Elcomsoft Company, located in Moscow, Russia and has been so employed for the past [redacted]. According to [redacted] Elcomsoft has approximately twenty employees, fifteen of which are programmers. [redacted] is the president of Elcomsoft.

[redacted] provided a business card to the interviewing agents. The business card stated, in part, the following:

[redacted]  
PHONE: [redacted]  
FAX: +7 095 974 1162  
E-MAIL: [redacted]

2-171 GENERALA ANTONOVA ST.  
MOSCOW 117279 RUSSIA

WWW.ELCOMSOFT.COM"

[redacted] stated that the [redacted] title is nominal, and that he is really just the equivalent of a [redacted]  
[redacted]

[redacted] has helped develop numerous products for Elcomsoft. Specifically, [redacted] helped develop password recovery utilities for various Microsoft applications including Word, Excel, and Access. [redacted] did not assist in the development of the Elcomsoft Advanced e-Book Processor.

Investigation on 07/16/2001 at Las Vegas, Nevada

File # 295B-SF-130304 - 118 Date dictated 07/18/2001

by SA [redacted]

b6  
b7c

EXPUNGED PURSUANT TO  
NARA JOB N1-65-88-3  
(BUFILE 66-19087-237)

DATE: 7/2/07  
INITIALS: mlj

295B-SF-130304

Continuation of FD-302 of [REDACTED], On 07/16/2001, Page 2

b6  
b7C

[REDACTED] stated that [REDACTED] is a programmer at Elcomsoft and has been so employed for approximately two years. [REDACTED] stated that [REDACTED] has a degree from the University of Moscow, possibly in cryptography.

Both [REDACTED] and [REDACTED] are salaried employees of Elcomsoft. The purpose of [REDACTED] travel to the United States was to assist [REDACTED] with his presentation at DefCon.

According to [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED] stated that Elcomsoft was selling the Advanced e-Book Processor for \$100, and believes that they had sold "about ten copies" before they decided to stop selling it.

When questioned why Elcomsoft stopped selling the Advanced e-Book Processor, [REDACTED] stated the software was not created to make money. [REDACTED] stated that Elcomsoft wanted to show Adobe that their protection was weak, and that the new Advanced e-Book processor demo version only decrypts 25% of an e-Book to prove this.

When [REDACTED] was asked who updated the Advanced e-Book Processor during the last two weeks, allowing the program to work with Adobe e-Book Reader version 2.2, [REDACTED] stated that [REDACTED] updated the program while in Moscow, prior to leaving for the United States.

Contemporaneous with the interview, [REDACTED] executed a consent to search form authorizing agents to search his carry on luggage. Thereafter a search was conducted and no items were seized.

- 1 -

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 7/23/01

The three attached facsimiles and cover sheets were  
received from [redacted]  
[redacted] Direct telephone [redacted] General Voice [redacted]  
Fax [redacted].

b3  
b6  
b7C

They were received as a result of the service of a  
Federal Grand Jury subpoena.

The faxes describe [redacted]  
[redacted]  
[redacted]

b3

Investigation on 7/19,23,24/01 at SAN JOSE, CA (Telephonic & via facsimile)

File # 295B-SF-130304 -19 [redacted] Date dictated 7/23/01

b6  
b7C

by SA [redacted]

Black markings not made by FBI FOIPA

- 1 -

## FEDERAL BUREAU OF INVESTIGATION

Date of transcription 7/25/01

GRAND JURY MATERIAL - DISSEMINATE PURSUANT TO RULE 6(e)

was received via FEDEX from

[redacted] was furnished by [redacted] as a result of the issuance of a Federal Grand Jury subpoena. [redacted]

[redacted] was handled as evidence and placed in the 1B section of the investigative file.

b3  
b6  
b7C

Investigation on 7/25/01 at San Jose, CA

File # 295B-SF-130304-20 Date dictated 7/25/01

by SA

b6  
b7C



EXPUNGED PURSUANT TO  
NARA JOB #N1-65-88-3  
(BUFILE 66-19087-237)

DATE: 7/2/07  
INITIALS: mg



## FBI FACSIMILE

## COVER SHEET

## PRECEDENCE

- ☐ Immediate  
☐ Priority  
☒ Routine

## CLASSIFICATION

- ☐ Top Secret  
☐ Secret  
☐ Confidential  
☐ Sensitive  
☒ Unclassified

Time Transmitted: 7/18/01 3:22pm

Sender's Initials: \_\_\_\_\_

 Number of Pages: 6  
 (including cover sheet)

To: \_\_\_\_\_

Name of Office

Date: 07/18/2001
 b3  
 b6  
 b7C

Facsimile Number: \_\_\_\_\_

Attn: \_\_\_\_\_

Name

Room

Telephone

From: FBI - SAN JOSE, CALIFORNIA

Name of Office

Subject: FEDERAL GRAND JURY SUBPOENA

Special Handling Instructions: \_\_\_\_\_

Originator's Name: \_\_\_\_\_

Telephone: 408-535-4698 (FAX)
 b6  
 b7C

Originator's Facsimile Number: \_\_\_\_\_

Approved: \_\_\_\_\_

Brief Description of Communication Faxed: \_\_\_\_\_

## WARNING

Information attached to the cover sheet is U.S. Government Property. If you are not the intended recipient of this information, disclosure, reproduction, distribution, or use of this information is prohibited (18.U.S.C. § 641). Please notify the originator or local FBI Office immediately to arrange for proper disposition.

295 BSR 130304-21



U.S. Department of Justice

United States Attorney  
Northern District of California

280 South First Street, Room 371  
San Jose, California 95113

(408) 535-5061  
FAX: (408) 535-5081

July 18, 2001



b3  
b6  
b7C

Attn: Custodian of Records:

Grand Jury Investigation  
Request for Non-Disclosure

Dear Custodian of Records:

Pursuant to an investigation being conducted by the Federal Grand Jury for the Northern District of California with regard to possible felony violations of the United States Code, it is requested that you furnish the information requested in the grand jury subpoena.

In addition, we request that you not disclose the existence of this request and the production of records indefinitely. Any such disclosure could impede the investigation being conducted and thereby interfere with the enforcement of the law. Thank you very much for your assistance in this matter.

Very truly yours,

ROBERT S. MUELLER, III  
United States Attorney



Assistant United States Attorney

b6  
b7C

SF: lg  
2001R1061

## United States District Court

b3  
b6  
b7c

NORTHERN

DISTRICT OF CALIFORNIA

TO:

SUBPOENA TO TESTIFY  
BEFORE GRAND JURY

SUBPOENA FOR:

Attn.: Custodian of Records

☐ PERSON ☒ DOCUMENT(S) OR OBJECT(S)

YOU ARE HEREBY COMMANDED to appear and testify before the Grand Jury of the United States District Court at the place, date, and time specified below.

PLACE

United States District Court  
United States Courthouse  
280 South First Street  
San Jose, CA 95113

COURTROOM

As directed by the court

DATE AND TIME

July 25, 2001 at 9:30am

YOU ARE ALSO COMMANDED to bring with you the following document(s) or object(s):\*

-SEE ATTACHMENT-

COMPLIANCE WITH THIS SUBPOENA WILL BE DEEMED SATISFACTORY WHEN YOU GIVE ALL THE REQUIRED MATERIALS TO THE AGENT SERVING THIS SUBPOENA AND NO APPEARANCE WILL BE NECESSARY.

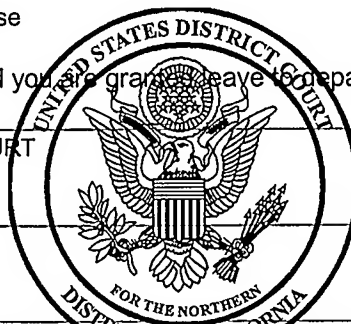
☒ Please see additional information on reverse

This subpoena shall remain in effect until you are granted leave to depart by the court or by an officer acting on behalf of the court

U.S. MAGISTRATE JUDGE OR CLERK OF COURT

**RICHARD W. WIEKING**

(By) Deputy Clerk

*Richard W. Wieking*

DATE

July 18, 2001

This subpoena is issued on application of the United States of America  
ROBERT S. MUELLER, III  
United States Attorney

ATTORNEY'S NAME, ADDRESS AND PHONE NUMBER:  
AUSA,   
U.S. Attorney's Office, 280 S. First Street, Room 307  
San Jose, CA 95113  
S/A  FBI

\*If not applicable, enter "none"

**FILE NUMBER 295F-SF-130304**

**FOLLOWING SERIAL(S) REMOVED FROM CASE  
FILE AND DESTROYED IN ACCORDANCE WITH  
THE AUTHORITY CONTAINED IN NATIONAL  
ARCHIVES JOB NUMBER N1-65-88-03. (SEE  
BUFILE 66-19087-237)**

**SERIAL(S) # 21, page 4  
DESTROYED BY: MLF  
DATE: 7/2/07**

Please furnish requested records to the following:

SPECIAL AGENT [REDACTED]  
FEDERAL BUREAU OF INVESTIGATION  
SAN JOSE RESIDENT AGENCY  
950 S. BASCOM AVE SUITE 3011  
SAN JOSE, CA. 95128

TELEPHONE NUMBER [REDACTED]  
FAX 408-535-4696

b6  
b7C

RETURN OF SERVICE<sup>1</sup>

RECEIVED BY SERVER	DATE 7/18/01	PLACE [Redacted]
SERVED	DATE 7/18/01	PLACE [Redacted] VIA FAX
SERVED ON (PRINT NAME) [Redacted]		

b3  
b6  
b7C

SERVED BY (PRINT NAME) [Redacted]	TITLE Special Agent FBI
--------------------------------------	----------------------------

## STATEMENT OF SERVICE FEES

TRAVEL	SERVICES	TOTAL

DECLARATION OF SERVER<sup>2</sup>

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on 7/18/01  
Date

Signature of Server [Redacted]

950 S. Bascom Ave Suite 2011  
San Jose, CA 95128  
Address of Server

Additional Information

<sup>1</sup> As to who may serve a subpoena and the manner of its service see Rule 17(d), Federal Rules of Criminal Procedure, or Rule 45(c), Federal Rules of Civil Procedure.

<sup>2</sup> "Fees and mileage need not be tendered to the witness upon service of a subpoena issued on behalf of the United States or an officer or agency thereof (Rule 45(c), Federal Rules of Civil Procedure; Rule 17(d), Federal Rules of Criminal Procedure) or on behalf of certain indigent parties and criminal defendants who are unable to pay such costs (28 USC 1825, Rules 17(b) Federal Rules of Criminal Procedure)".



## FBI FACSIMILE

## COVER SHEET

## PRECEDENCE

- ☐ Immediate  
☐ Priority  
☒ Routine

## CLASSIFICATION

- ☐ Top Secret  
☐ Secret  
☐ Confidential  
☐ Sensitive  
☒ Unclassified

Time Transmitted: 7/18/01 320pm

Sender's Initials: \_\_\_\_\_

Number of Pages: 5

(including cover sheet)

To: \_\_\_\_\_

Name of Office

Date: 07/18/2001

b3

b6

b7C

Facsimile Number: \_\_\_\_\_

Attn: \_\_\_\_\_

Name

Room

Telephone

From: FBI SAN JOSE CA

Name of Office

Subject: GRAND JURY subpoena

Special Handling Instructions: \_\_\_\_\_

Originator's Name: \_\_\_\_\_

Telephone: \_\_\_\_\_

b6

b7C

Originator's Facsimile Number: \_\_\_\_\_

408-535-4696 FAX

Approved: \_\_\_\_\_

Brief Description of Communication Faxed: \_\_\_\_\_

## WARNING

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295 BJR 130304 - 22





U.S. Department of Justice

United States Attorney  
Northern District of California

280 South First Street, Room 371  
San Jose, California 95113

(408) 535-5061  
FAX:(408) 535-5081

July 18, 2001



b3

Attn: Custodian of Records:

Grand Jury Investigation  
Request for Non-Disclosure

Dear Custodian of Records:

Pursuant to an investigation being conducted by the Federal Grand Jury for the Northern District of California with regard to possible felony violations of the United States Code, it is requested that you furnish the information requested in the grand jury subpoena.

In addition, we request that you not disclose the existence of this request and the production of records indefinitely. Any such disclosure could impede the investigation being conducted and thereby interfere with the enforcement of the law. Thank you very much for your assistance in this matter.

Very truly yours,

ROBERT S. MUELLER, III  
United States Attorney



Assistant United States Attorney

b6  
b7C

SF: lg  
2001R1061

## United States District Court

NORTHERN

DISTRICT OF CALIFORNIA

TO:

SUBPOENA TO TESTIFY  
BEFORE GRAND JURYb3  
b6  
b7C

Attn.: Custodian of Records

SUBPOENA FOR:

☐ PERSON ☒ DOCUMENT(S) OR OBJECT(S)

YOU ARE HEREBY COMMANDED to appear and testify before the Grand Jury of the United States District Court at the place, date, and time specified below.

PLACE

United States District Court  
United States Courthouse  
280 South First Street  
San Jose, CA 95113

COURTROOM

As directed by the court

DATE AND TIME

July 25, 2001 at 9:30am

YOU ARE ALSO COMMANDED to bring with you the following document(s) or object(s):\*

-SEE ATTACHMENT-

COMPLIANCE WITH THIS SUBPOENA WILL BE DEEMED SATISFACTORY WHEN YOU GIVE ALL THE REQUIRED MATERIALS TO THE AGENT SERVING THIS SUBPOENA AND NO APPEARANCE WILL BE NECESSARY.

☒ Please see additional information on reverse

This subpoena shall remain in effect until you are granted leave to depart by the court or by an officer acting on behalf of the court

U.S. MAGISTRATE JUDGE OR CLERK OF COURT

RICHARD W. WIEKING

(By) Deputy Clerk

*Richard W. Wieking*

DATE

July 18, 2001

This subpoena is issued on application of the United States of America  
ROBERT S. MUELLER, III  
United States Attorney

ATTORNEY'S NAME, ADDRESS AND PHONE NUMBER:  
AUSA,   
U.S. Attorney's Office, 280 S. First Street, Room 371  
San Jose, CA 95113  
S/A  FBI

\*If not applicable, enter "none"

EXPUNGED PURSUANT TO  
- TARA JOB #N1-65-88-3  
BUFILE 66-19087-237)

DATE: 7/2/87  
INITIALS: mej

Please furnish requested records to the following:

SPECIAL AGENT [REDACTED]  
FEDERAL BUREAU OF INVESTIGATION  
SAN JOSE RESIDENT AGENCY  
950 S. BASCOM AVE SUITE 3011  
SAN JOSE, CA. 95128

TELEPHONE NUMBER [REDACTED]  
FAX 408-535-4696

b6  
b7C

**RETURN OF SERVICE<sup>1</sup>**

RECEIVED BY SERVER	DATE 7/18/01	PLACE [redacted]
SERVED	DATE 7/18/01	PLACE VIA FAX [redacted]
SERVED ON (PRINT NAME)	[redacted]	
SERVED BY (PRINT NAME)	[redacted]	
	TITLE	Special Agent FBI

b6  
b7C**STATEMENT OF SERVICE FEES**

TRAVEL	SERVICES	TOTAL

**DECLARATION OF SERVER<sup>2</sup>**

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on 7/18/01  
Date

Signature of Server [redacted]

900 S. Bascom Ave Suite 3011  
SAN JOSE, CA 95128  
Address of Server

Additional Information

<sup>1</sup> As to who may serve a subpoena and the manner of its service see Rule 17(d), Federal Rules of Criminal Procedure, or Rule 45(c), Federal Rules of Civil Procedure.

<sup>2</sup> "Fees and mileage need not be tendered to the witness upon service of a subpoena issued on behalf of the United States or an officer or agency thereof (Rule 45(c), Federal Rules of Civil Procedure; Rule 17(d), Federal Rules of Criminal Procedure) or on behalf of certain indigent parties and criminal defendants who are unable to pay such costs (28 USC 1825, Rules 17(b) Federal Rules of Criminal Procedure)".



## FBI FACSIMILE

## COVER SHEET

## PRECEDENCE

- ☐ Immediate  
☐ Priority  
☒ Routine

## CLASSIFICATION

- ☐ Top Secret  
☐ Secret  
☐ Confidential  
☐ Sensitive  
☒ Unclassified

Time Transmitted: 7/18/01 3:20pmSender's Initials:  Number of Pages: 5

(including cover sheet)

To: 

Name of Office

Date: 07/18/2001
 b3  
 b6  
 b7C
Facsimile Number: Attn: 

Name

Room

Telephone

From: FBI SAN JOSE, CA

Name of Office

Subject: FEDERAL GRAND JURY SUBPOENAS

Special Handling Instructions: \_\_\_\_\_

Originator's Name: Telephone: 
 b6  
 b7C

Originator's Facsimile Number: \_\_\_\_\_

FAX 408-535-4691

Approved: \_\_\_\_\_

Brief Description of Communication Faxed: \_\_\_\_\_

## WARNING

Information attached to the cover sheet is U.S. Government Property. If you are not the intended recipient of this information, disclosure, reproduction, distribution, or use of this information is prohibited (18.U.S.C. § 641). Please notify the originator or local FBI Office immediately to arrange for proper disposition.

295 BSK/30304-23



U.S. Department of Justice

United States Attorney  
Northern District of California

280 South First Street, Room 371  
San Jose, California 95113

(408) 535-5061  
FAX: (408) 535-5081

July 18, 2001

b3

Attn: Custodian of Records:

Grand Jury Investigation  
Request for Non-Disclosure

Dear Custodian of Records:

Pursuant to an investigation being conducted by the Federal Grand Jury for the Northern District of California with regard to possible felony violations of the United States Code, it is requested that you furnish the information requested in the grand jury subpoena.

In addition, we request that you not disclose the existence of this request and the production of records indefinitely. Any such disclosure could impede the investigation being conducted and thereby interfere with the enforcement of the law. Thank you very much for your assistance in this matter.

Very truly yours,

ROBERT S. MUELLER, III  
United States Attorney



Assistant United States Attorney

b6  
b7C

SF: lg  
2001R1061

## United States District Court

NORTHERN

DISTRICT OF CALIFORNIA

TO:



Attn.: Custodian of Records

SUBPOENA TO TESTIFY  
BEFORE GRAND JURY

SUBPOENA FOR:

☐ PERSON ☒ DOCUMENT(S) OR OBJECT(S)

YOU ARE HEREBY COMMANDED to appear and testify before the Grand Jury of the United States District Court at the place, date, and time specified below.

PLACE

United States District Court  
United States Courthouse  
280 South First Street  
San Jose, CA 95113

COURTROOM

As directed by the court

DATE AND TIME

July 25, 2001 at 9:30am

YOU ARE ALSO COMMANDED to bring with you the following document(s) or object(s):\*

-SEE ATTACHMENT-

COMPLIANCE WITH THIS SUBPOENA WILL BE DEEMED SATISFACTORY WHEN YOU GIVE ALL THE REQUIRED MATERIALS TO THE AGENT SERVING THIS SUBPOENA AND NO APPEARANCE WILL BE NECESSARY.

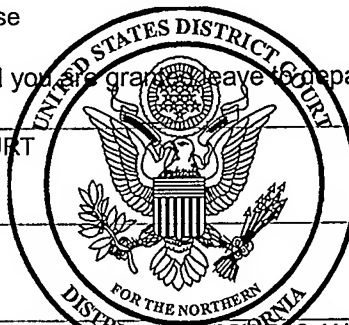
☒ Please see additional information on reverse

This subpoena shall remain in effect until you, the grand juror, leave the court or by an officer acting on behalf of the court

U.S. MAGISTRATE JUDGE OR CLERK OF COURT

**RICHARD W. WIEKING**

(By) Deputy Clerk



DATE

July 18, 2001

This subpoena is issued on application  
of the United States of America  
ROBERT S. MUELLER, III  
United States Attorney

ATTORNEY'S NAME, ADDRESS AND PHONE NUMBER:

AUSA [REDACTED]  
U.S. Attorney's Office, 280 S. First Street, Room 371  
San Jose, CA 95113  
S/A [REDACTED] FBI [REDACTED]

\*If not applicable, enter "none"

b3

b6  
b7c



EXPUNGED PURSUANT TO  
NARA JOB #N1-65-88-3  
(BUFILE 66-19087-237)

DATE: 7/2/07  
INITIALS: mej

Please furnish requested records to the following:

SPECIAL AGENT [REDACTED]  
FEDERAL BUREAU OF INVESTIGATION  
SAN JOSE RESIDENT AGENCY  
950 S. BASCOM AVE SUITE 3011  
SAN JOSE, CA. 95128

TELEPHONE NUMBER [REDACTED]  
FAX 408-535-4696

b6  
b7C

RETURN OF SERVICE<sup>1</sup>

RECEIVED BY SERVER	DATE 7/18/01	PLACE [Redacted]
SERVED	DATE 7/18/01	PLACE [Redacted] VIA FAX

SERVED ON (PRINT NAME)	[Redacted]
------------------------	------------

SERVED BY (PRINT NAME)	TITLE Special Agent, FBI
------------------------	-----------------------------

## STATEMENT OF SERVICE FEES

TRAVEL	SERVICES	TOTAL
--------	----------	-------

DECLARATION OF SERVER<sup>2</sup>

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on 7/18/01  
Date

[Redacted]  
Signature of Server

950 S. Bascom Ave Suite 3021  
SAN JOSE, CA 95128  
Address of Server

Additional Information

<sup>1</sup> As to who may serve a subpoena and the manner of its service see Rule 17(d), Federal Rules of Criminal Procedure, or Rule 45(c), Federal Rules of Civil Procedure.

<sup>2</sup> "Fees and mileage need not be tendered to the witness upon service of a subpoena issued on behalf of the United States or an officer or agency thereof (Rule 45(c), Federal Rules of Civil Procedure; Rule 17(d), Federal Rules of Criminal Procedure) or on behalf of certain indigent parties and criminal defendants who are unable to pay such costs (28 USC 1825, Rules 17(b) Federal Rules of Criminal Procedure)".

b3  
b6  
b7C

**FILE NUMBER 295F-SF-130304**

**FOLLOWING SERIAL(S) REMOVED FROM CASE  
FILE AND DESTROYED IN ACCORDANCE WITH  
THE AUTHORITY CONTAINED IN NATIONAL  
ARCHIVES JOB NUMBER N1-65-88-03. (SEE  
BUFILE 66-19087-237)**

**SERIAL(S) # 24 and 25  
DESTROYED BY: MLF  
DATE: 7/2/07**

# COVER SHEET

## CLASSIFICATION

Number of Pages: 4  
(including cover sheet)

File:



U.S. Department of Justice

United States Attorney  
Northern District of California

280 South First Street, Room 371  
San Jose, California 95113

(408) 535-5061  
FAX: (408) 535-5081

July 23, 2001

b3

Re: Grand Jury Investigation  
Request for Non-Disclosure

Dear Sir or Madam:

Pursuant to an investigation being conducted by the Federal Grand Jury for the Northern District of California with regard to possible felony violations of the United States Code, it is requested that you furnish the information requested in the grand jury subpoena.

In addition, we request that you not disclose the existence of this request and the production of records INDEFINITELY. Any such disclosure could impede the investigation being conducted and thereby interfere with the enforcement of the law. Thank you very much for your assistance in this matter.

Very truly yours,

ROBERT S. MUELLER, III  
United States Attorney



Assistant United States Attorney

b6  
b7C

SF:sk  
Enclosure  
GJ 01-2  
2001R01061

## United States District Court

NORTHERN

DISTRICT OF CALIFORNIA

TO:

SUBPOENA TO TESTIFY  
BEFORE GRAND JURYb3  
b6  
b7C

SUBPOENA FOR:

☐ PERSON ☒ DOCUMENT(S) OR OBJECT(S)

YOU ARE HEREBY COMMANDED to appear and testify before the Grand Jury of the United States District Court at the place, date, and time specified below.

PLACE

United States District Court  
United States Courthouse  
280 South First Street  
San Jose, CA 95113

COURTROOM

As directed by the clerk of court

DATE AND TIME

August 8, 2001 at 9:30am

YOU ARE ALSO COMMANDED to bring with you the following document(s) or object(s):\*

\*\*COMPLIANCE WITH THIS SUBPOENA WILL BE DEEMED SATISFACTORY WHEN YOU PROVIDE THE REQUIRED MATERIALS TO THE AGENT SERVING THIS SUBPOENA AND NO APPEARANCE WILL BE NECESSARY\*\*

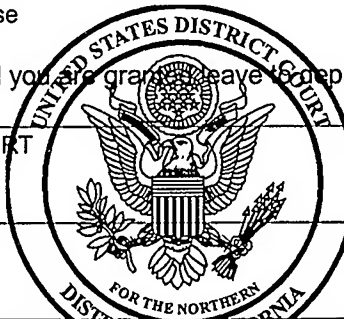
☐ Please see additional information on reverse

This subpoena shall remain in effect until you are granted leave to depart by the court or by an officer acting on behalf of the court

U.S. MAGISTRATE JUDGE OR CLERK OF COURT

RICHARD W. WIEKING

(By) Deputy Clerk

*Richard W. Wieking*

DATE

July 23, 2001

This subpoena is issued on application  
of the United States of America  
ROBERT S. MUELLER, III  
United States Attorney

ATTORNEY NAME - ADDRESS AND PHONE NUMBER:  
AUSA [redacted]  
U.S. Attorney's Office, 280 S. First Street, Room 371  
San Jose, CA 95113  
SA [redacted] - FBI [redacted]

b6  
b7C

\*If not applicable, enter "none"

.Please send the requested materials to the attention  
of:

Federal Bureau of Investigation  
San Jose Resident Agency  
950 South Bascom Ave. Suite 3011  
San Jose, CA. 95128

Attention: Special Agent [REDACTED]

Telephone: [REDACTED]

Fax: 408-535-4696

b6  
b7c



RETURN OF SERVICE<sup>1</sup>

RECEIVED BY SERVER	DATE 7/23/01	PLACE [Redacted]
SERVED	DATE 7/26/01	PLACE W. Encinita [Redacted]
SERVED ON (PRINT NAME) [Redacted]		
SERVED BY (PRINT NAME) [Redacted]		TITLE SPECIAL AGENT FBI

b3  
b6  
b7C

## STATEMENT OF SERVICE FEES

TRAVEL	SERVICES	TOTAL

DECLARATION OF SERVER<sup>2</sup>

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on 7/26/01  
Date

Sig

[Redacted Signature]  
900 S. Biscan Ave Suite 2011  
San Jose, CA 95128

Address of Server

## Additional Information

<sup>1</sup> As to who may serve a subpoena and the manner of its service see Rule 17(d), Federal Rules of Criminal Procedure, or Rule 45(c), Federal Rules of Civil Procedure.

<sup>2</sup> "Fees and mileage need not be tendered to the witness upon service of a subpoena issued on behalf of the United States or an officer or agency thereof (Rule 45(c), Federal Rules of Civil Procedure; Rule 17(d), Federal Rules of Criminal Procedure) or on behalf of certain indigent parties and criminal defendants who are unable to pay such costs (28 USC 1825, Rules 17(b) Federal Rules of Criminal Procedure)".

**FILE NUMBER** 295F-SF-130304

**FOLLOWING SERIAL(S) REMOVED FROM CASE  
FILE AND DESTROYED IN ACCORDANCE WITH  
THE AUTHORITY CONTAINED IN NATIONAL  
ARCHIVES JOB NUMBER N1-65-88-03. (SEE  
BUFILE 66-19087-237)**

**SERIAL(S) #** 27

**DESTROYED BY:** MLF

**DATE:** 7/2/07

- 1 -

## FEDERAL BUREAU OF INVESTIGATION

Date of transcription 7/23/01

By facsimile dated July 19, 2001

		Telephone Direct	General
Direct Fax		General Fax	e-mail
replied to a Federal Grand Jury subpoena as follows:			

b3  
b6  
b7C

--

Investigation on 7/19/01 at SAN JOSE, CA. (telephonically)File # 295B-SF-130304 -28 Date dictated 7/23/01by SA b6  
b7C

- 1 -

## FEDERAL BUREAU OF INVESTIGATION

Date of transcription 7/23/01

The three attached facsimiles and cover sheets were  
received from [redacted]

[redacted] Direct telephone [redacted] General Voice [redacted]  
Fax [redacted]

b3  
b6  
b7C

They were received as a result of the service of a  
Federal Grand Jury subpoena.

The faxes pertain to [redacted]

Investigation on 7/23/01 at SAN JOSE, CA (Telephonic & via facsimile)

File # 295B-SF-130304 <sup>29</sup> Date dictated 7/23/01

by SA [redacted]

b6  
b7C

**FILE NUMBER 295F-SF-130304**

**FOLLOWING SERIAL(S) REMOVED FROM CASE  
FILE AND DESTROYED IN ACCORDANCE WITH  
THE AUTHORITY CONTAINED IN NATIONAL  
ARCHIVES JOB NUMBER N1-65-88-03. (SEE  
BUFILE 66-19087-237)**

**SERIAL(S) # 30**

**DESTROYED BY: MLF**

**DATE: 7/2/07**

- 1 -

## FEDERAL BUREAU OF INVESTIGATION

Date of transcription 07/23/2001

On 07/23/2001, writer accessed the internet and located the website "www.elcomsoft.com". Writer observed that a presentation entitled "defcon.ppt" was available for download in Microsoft Powerpoint format.

Writer accessed the file "defcon.ppt" and observed that the slides appeared to be the same as those observed during the presentation by [REDACTED] conference in Las Vegas, Nevada.

A disk and hard copy of the file were entered into the 1A exhibit portion of the file.

Investigation on 07/23/2001 at San Jose, California

File # 295B-SF-130304 -31 Date dictated 07/23/2001

by SA

b6  
b7C

EXPUNGED PURSUANT TO  
NARA JOB #N1-65-88-3  
(BUFILE 66-19087-237)

DATE: 9/2/07  
INITIALS: me f

**FILE NUMBER** 295F-SF-130304

**FOLLOWING SERIAL(S) REMOVED FROM CASE  
FILE AND DESTROYED IN ACCORDANCE WITH  
THE AUTHORITY CONTAINED IN NATIONAL  
ARCHIVES JOB NUMBER N1-65-88-03. (SEE  
BUFILE 66-19087-237)**

**SERIAL(S) #** 32 and 33  
**DESTROYED BY:** MLF  
**DATE:** 7/2/07



- 1 -

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 7/27/01

GRAND JURY MATERIAL - DISSEMINATE PURSUANT TO RULE 6(e)

[redacted] were received from

b3  
b6  
b7C

The documentation was made part of the exhibits section of the file.

Investigation on 7/27/01 at San Jose, CA

File # 295B-SF-130304-34 Date dictated 7/27/01

by SA [redacted]

b6  
b7C

- 1 -

## FEDERAL BUREAU OF INVESTIGATION

Date of transcription 7/27/01

A CD-ROM diskette entitled, "Password Recovery Software Trial Versions © Copyright 2001 Elcomsoft Co. Ltd. WWW.ELCOMSOFT.COM" and "ELCOM" which was obtained by SA [redacted] at the Defcon 9 Conference on July 15, 2001 was viewed on an evidence computer.

b6  
b7C

The opening screen on the program was a page entitled, "Password Recovery Software." A copy of this page was printed using a printscreen program and is attached to this FD-302 as page one.

Also present on the CD-ROM and activated using the "Run" function in Windows was a program file entitled, "\Advanced eBook Processor\setup.exe". This file was selected and the Advanced eBook Processor trial version 2.2 was temporarily installed in the computer. Each sequence of this program including the instruction and help files were opened and printed using a printscreen program as shown in pages two through fifty-one attached. Although the software appeared to be successfully installed on the computer, an e-Book was not downloaded from the Internet and opened using the software.

Within the Help files on the program a page entitled Copyright and License was noted. A printscreen copy of this page was made and is attached as page 50. The page states in part as follows,

"....License Grant. Elcomsoft Co. Ltd (ELCOMSOFT) grants you a license to use any number of copies of the version of this software on any one hardware products. "Use" means storing, loading, installing, executing or displaying the software. You may not modify the software or disable any licensing or control features of the software except as an intended part of the software's programming features.

**Ownership.** The software is owned and copyrighted by ELCOMSOFT. Your license confers no title or ownership in the software and should not be construed as a sale of any right in the software.

Investigation on 7/27/01 at San Jose, CA.

File # 295B-SF-130304-25 Date dictated 7/27/01

by SA [redacted]

295B-SF-130304

Continuation of FD-302 of \_\_\_\_\_, On 7/27/01, Page 2

**Copyright.** The software is protected by the United States copyright law and international treaty provisions. You acknowledge that no title to the intellectual property in the software is transferred to you. You further acknowledge that title and full ownership rights to the software will remain the exclusive property of ELCOMSOFT and you will not acquire any rights to the software except as expressly set forth in this license. You agree that any copies of the software will contain the same proprietary notices which appear on and in the software...."

Within the Help files on the program a page entitled, "Limitations and Demo version" was noted. A printscreen copy of this page was made and is attached as page 51. The page states as follows:

"This program is free, but has a limited functionality. It decrypts only first %25 pages, only to demonstrate how weak the Adobe protection is. Full version is available to editors and reviewers (on request)."

At the conclusion of the above review, the uninstall function was used to remove the above program from the evidence review computer.

**CRACK PASSWORD** Get passwords recovery and cracked...  
 File Edit View Go Communicate Help  
 Back Forward Reload Home Search Netscape Print Security Stop  
 Bookmarks Location: file:///E:/index.html  
 New Internet Us What's New Gateway City Guide White Pages Yellow Pages Channels

## Password Recovery Software

Forgot or lost password for WinZip, Acrobat PDF, Microsoft Excel, Word, Outlook, ICQ, Windows NT/2000 or other application? Need to recover (or crack) some password-protected files or systems? Former employees leave without un-protecting their files? Passwords destroyed? Are you worried that your encrypted files may not be secure? We can help! Using our password recovery software you can easily recover passwords for the files created in most popular applications including:

- Archives password recovery software
  - All archives (ZIP/RAR/ACE/ARJ) in one package!!!
- Microsoft Office 2000 and other Microsoft applications password recovery software
  - Includes Microsoft Office 95/97/2000 applications - Word, Excel, Access (both user-level passwords and owner info), Outlook, Internet Explorer, Project, Money, PowerPoint, Visio, Backup, Schedule+, Mail).
  - Microsoft Outlook Express passwords
  - Windows NT/2000 user-level passwords recovery
- Other password recovery software
  - Advanced Quicken Password Recovery
  - Advanced QuickBooks Password Recovery
  - Adobe Acrobat PDF passwords
  - Lotus SmartSuite passwords (Organizer, WordPro, 1-2-3 and Approach)
  - Borland/Coral Paradox passwords
  - Symantec ACT passwords
  - Mirabilis/AOL ICQ passwords

Subscribe to Password Recovery Software mailing list and be informed about all our new products as well as about upgrades of existing products

### Advanced Archive Password Recovery

Four programs in one - an ultimate tool to recover lost or forgotten passwords for ZIP (PKZip/WinZip), ARJ, RAR and ACE archives. Supports the customizable "brute-force" attack, effectively optimized for speed (for ZIP, up to ten million passwords per second on Pentium II); dictionary-based attack, and very fast and effective known-plaintext attack. Multilanguage interface is provided.

- Learn more about Advanced Archive Password Recovery

### Advanced Office 2000 Password Recovery (AO2000PR)

A program to recover lost or forgotten passwords to files/documents created in Microsoft Office 95/97/2000 applications - Word, Excel, Access (both user-level passwords and owner info), Outlook, Project, Money, PowerPoint, Visio, Backup, Schedule+, Mail. Can also reset MS Internet Explorer (3/4/5) Content Advisor password, and open password-protected VBA projects (created in any application) via the "backdoor". Most passwords are being recovered instantly; the "password to open" in Word/Excel 97/2000 can be recovered using "brute-force" and dictionary attacks, highly optimized for speed (the performance is about 5 million passwords per minute on PII).

- Learn more about Advanced Office 2000 Password Recovery

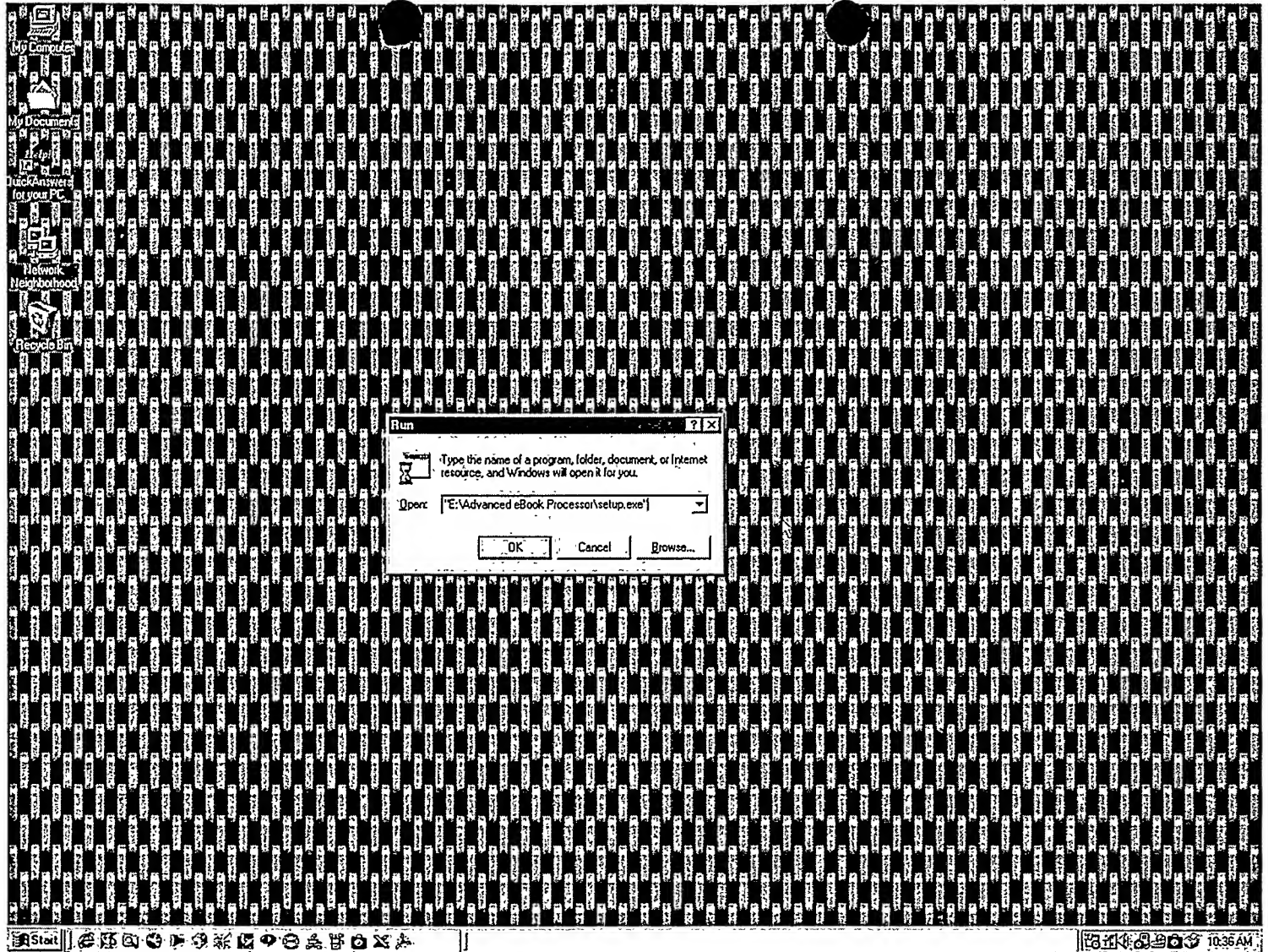
### Advanced Outlook Express Password Recovery (AOEPR)

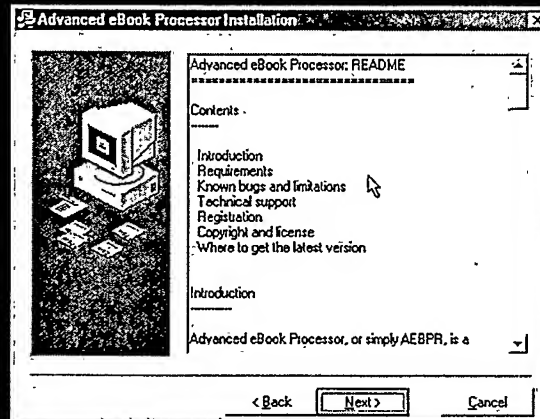
A program to recover server name, login and password for all mail and news accounts in Microsoft Outlook Express, as well as passwords to "identities". Passwords are recovered instantly, multilingual ones are supported. Works with all versions of Outlook Express.

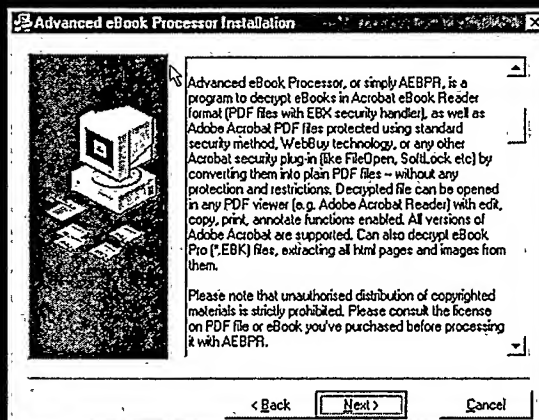
- Learn more about Advanced OE Password Recovery

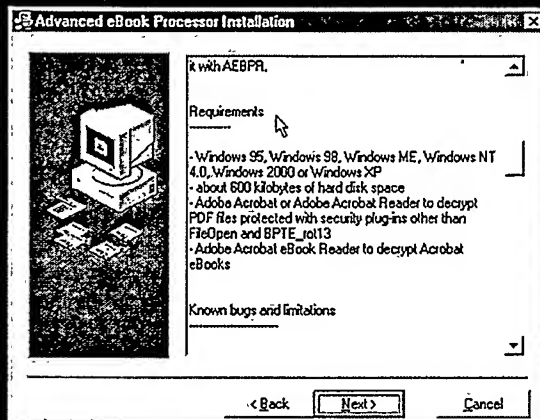
### Advanced NT Security Explorer (ANTexp)

An application for Windows NT/2000/XP system administrators for finding holes in system security. It analyses user password hashes (which could be retrieved from Registry or memory,

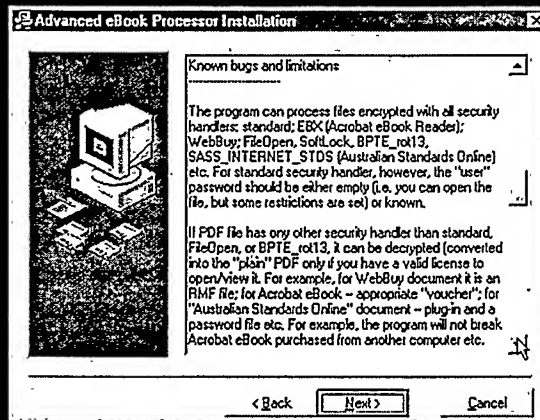


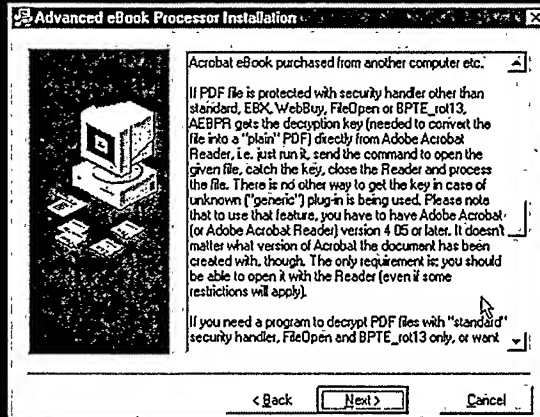


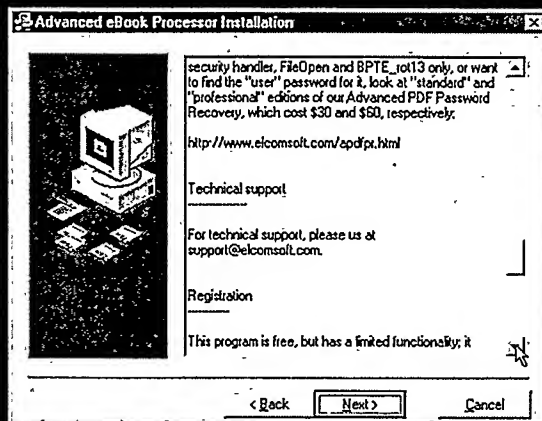


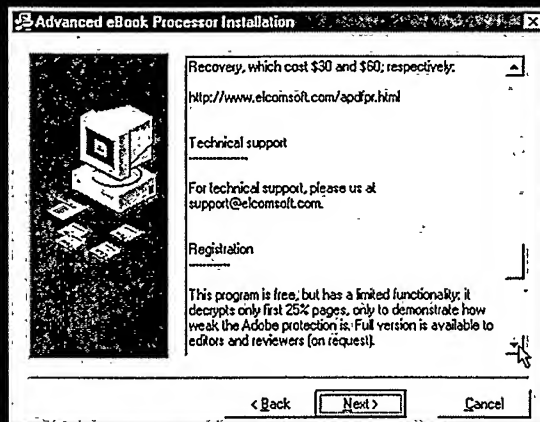


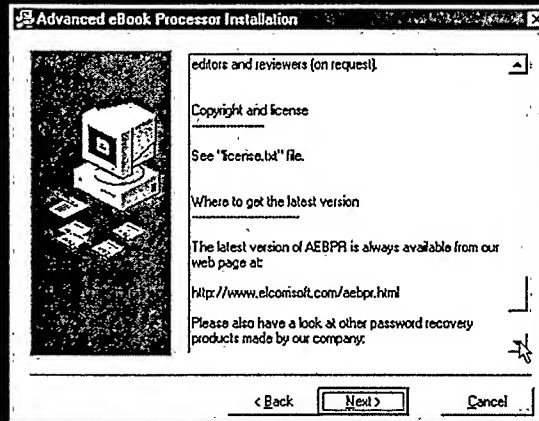


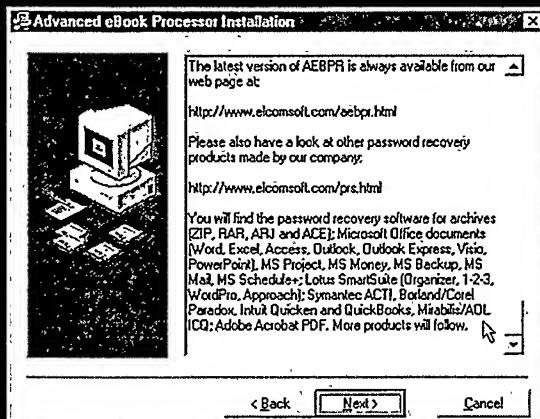


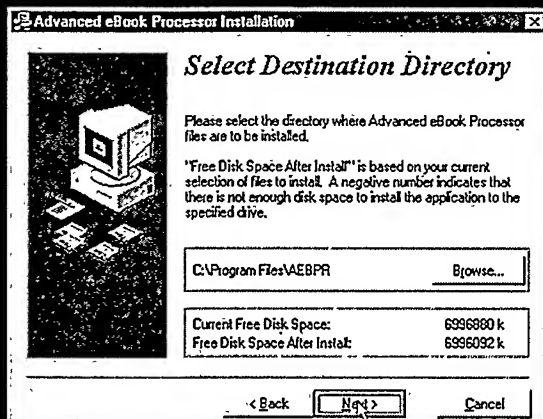


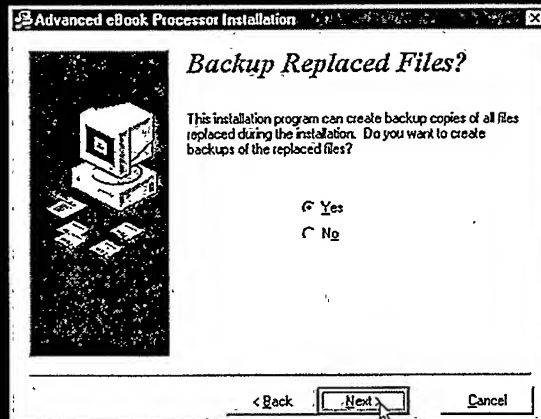




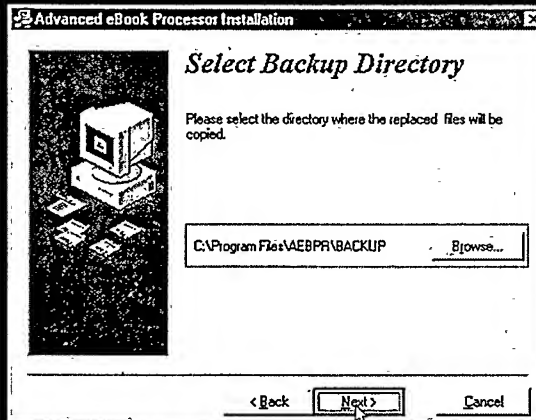


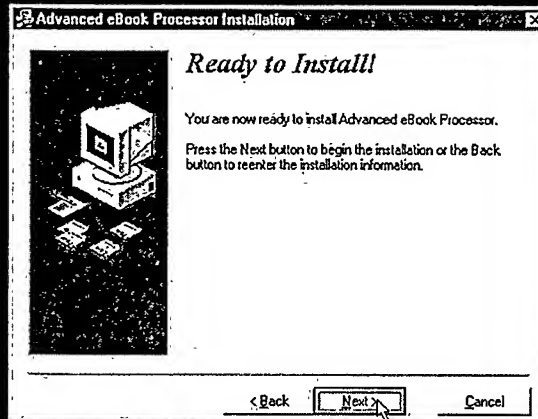




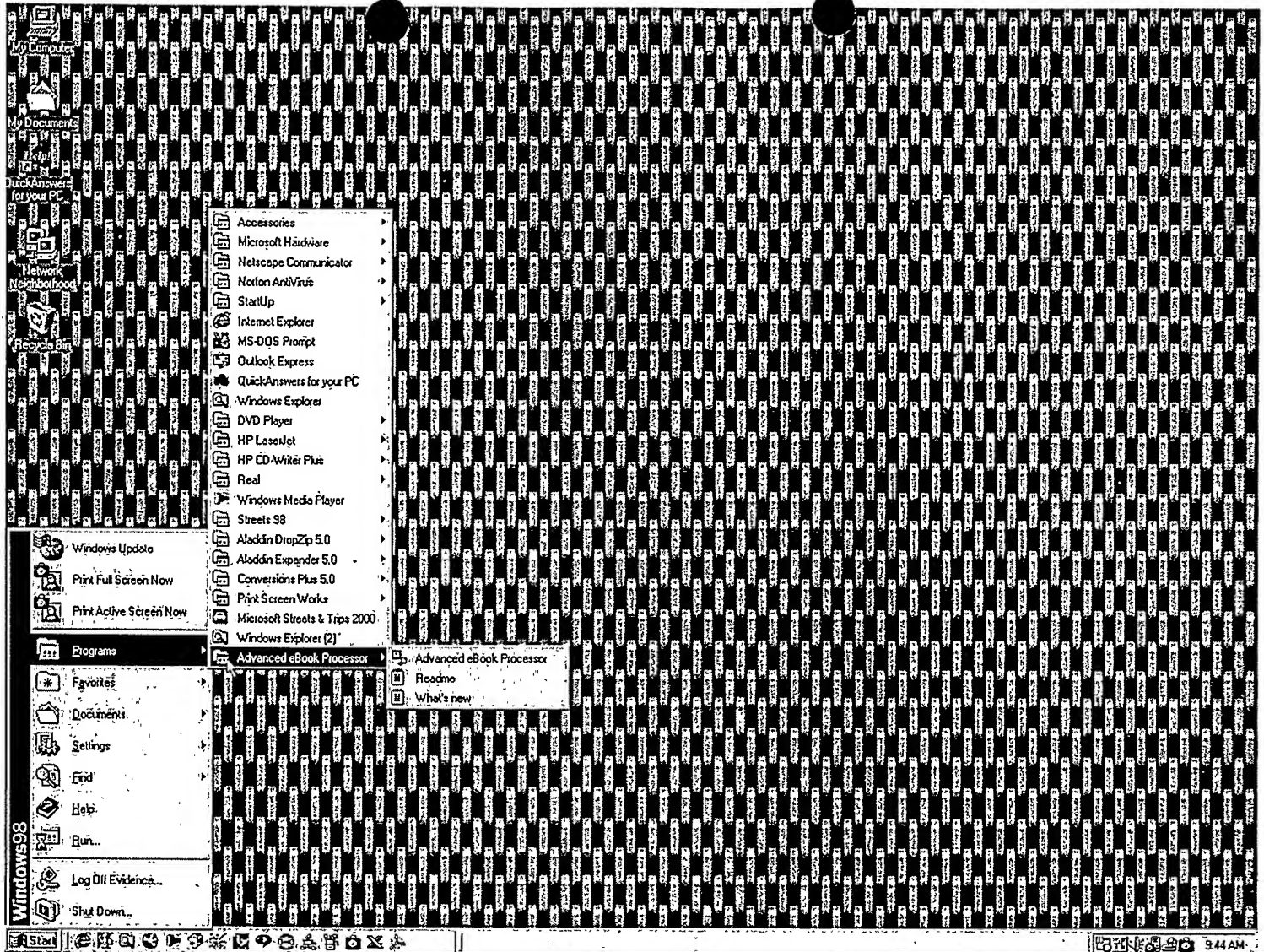


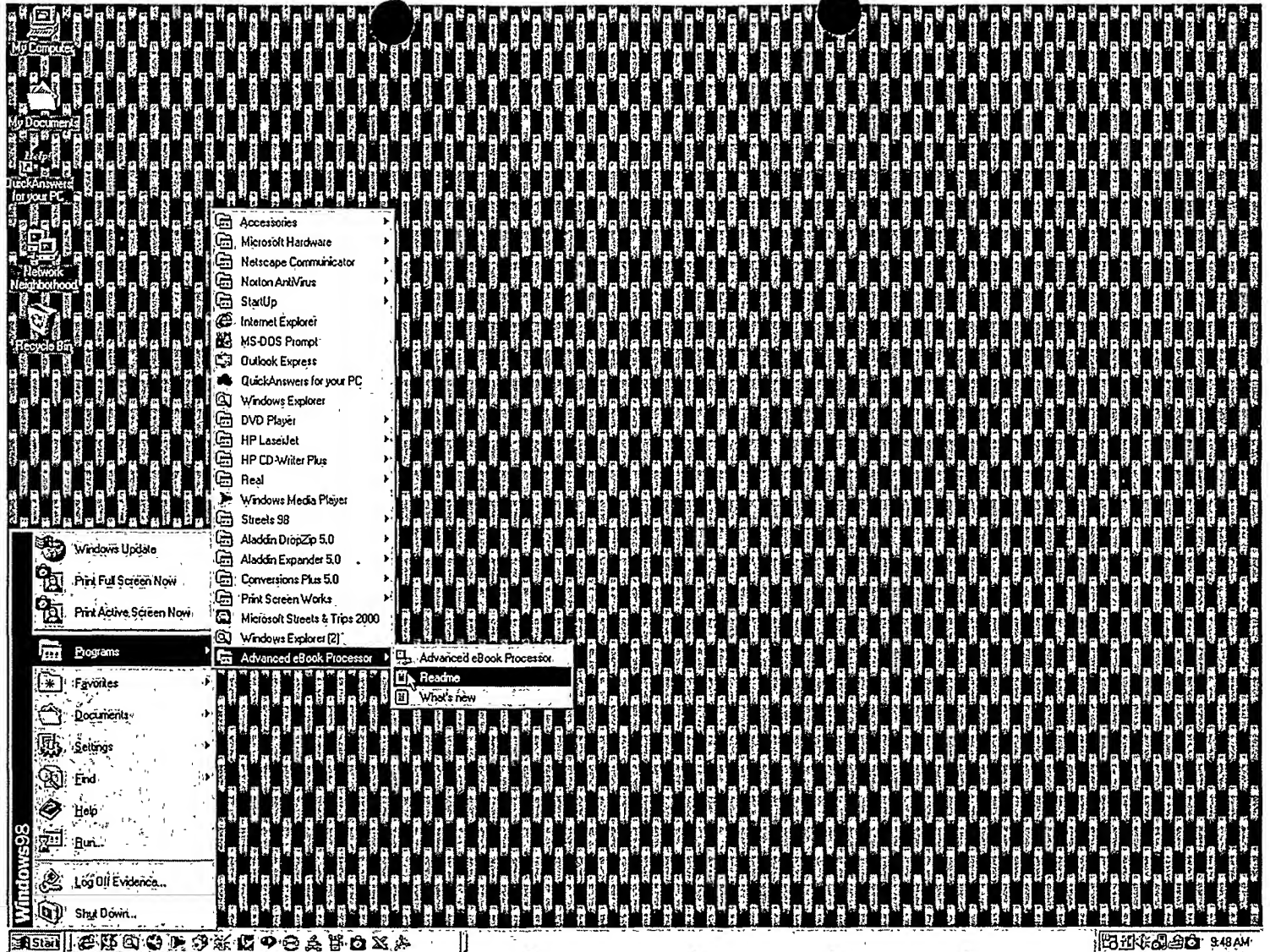












## Advanced eBook Processor: README

## Contents

Introduction  
Requirements  
Known bugs and limitations  
Technical support  
Registration  
Copyright and license  
Where to get the latest version

## Introduction

Advanced eBook Processor, or simply AEBPR, is a program to decrypt eBooks in Acrobat eBook Reader format (PDF files with EBX security handler), as well as Adobe Acrobat eBooks. Please note that unauthorised distribution of copyrighted materials is strictly prohibited. Please consult the license on PDF file or eBook you've purchased.

## Requirements

- Windows 95, Windows 98, Windows ME, Windows NT 4.0, Windows 2000 or Windows XP
- about 600 kilobytes of hard disk space
- Adobe Acrobat or Adobe Acrobat Reader to decrypt PDF files protected with security plug-ins other than FileOpen and BPTE\_rot13
- Adobe Acrobat eBook Reader to decrypt Acrobat eBooks

## Known bugs and limitations

The program can process files encrypted with all security handlers: standard; EBX (Acrobat eBook Reader); WebBuy; FileOpen, SoftLock, BPTE\_rot13, SASS\_INTERPRETER. If PDF file has any other security handler than standard, FileOpen, or BPTE\_rot13, it can be decrypted (converted into the "plain" PDF only if you have a valid key). If PDF file is protected with security handler other than standard, EBX, WebBuy, FileOpen or BPTE\_rot13, AEBPR gets the decryption key (needed to convert the PDF file). If you need a program to decrypt PDF files with "standard" security handler, FileOpen and BPTE\_rot13 only, or want to find the "user" password for it, look at <http://www.elconsoft.com/apdfpr.html>

## Technical support

For technical support, please us at [support@elconsoft.com](mailto:support@elconsoft.com).

## Registration

This program is free, but has a limited functionality: it decrypts only first 25% pages, only to demonstrate how weak the Adobe protection is. Full version is available for purchase.

## Copyright and license

Copyright © 2001 Elconsoft. All rights reserved. This program is distributed under the terms of the GNU General Public License (GPL).

Advanced eBook Processor, or simply AEBPR, is a program to decrypt eBooks in Acrobat eBook Reader format (PDF files with EBX security handler), as well as Adobe Acrobat eBooks. Please note that unauthorised distribution of copyrighted materials is strictly prohibited. Please consult the license on PDF file or eBook you've purchased.

#### Requirements

- Windows 95, Windows 98, Windows ME, Windows NT 4.0, Windows 2000 or Windows XP
- about 600 kilobytes of hard disk space
- Adobe Acrobat or Adobe Acrobat Reader to decrypt PDF files protected with security plug-ins other than FileOpen and BPTE\_rot13
- Adobe Acrobat eBook Reader to decrypt Acrobat eBooks

#### Known bugs and limitations

The program can process files encrypted with all security handlers: standard; EBX (Acrobat eBook Reader); WebBuy; FileOpen, SoftLock, BPTE\_rot13, SASS\_INTERNAL. If PDF file has any other security handler than standard, FileOpen, or BPTE\_rot13, it can be decrypted (converted into the "plain" PDF only if you have a valid key). If PDF file is protected with security handler other than standard, EBX, WebBuy, FileOpen or BPTE\_rot13, AEBPR gets the decryption key (needed to convert the PDF file). If you need a program to decrypt PDF files with "standard" security handler, FileOpen and BPTE\_rot13 only, or want to find the "user" password for it, look at <http://www.elcomsoft.com/apdfpr.html>

#### Technical support

For technical support, please use us at [support@elcomsoft.com](mailto:support@elcomsoft.com).

#### Registration

This program is free, but has a limited functionality: it decrypts only first 25% pages, only to demonstrate how weak the Adobe protection is. Full version is available for purchase.

#### Copyright and license

See "license.txt" file.

#### Where to get the latest version

The latest version of AEBPR is always available from our web page at:

<http://www.elcomsoft.com/aebpr.html>

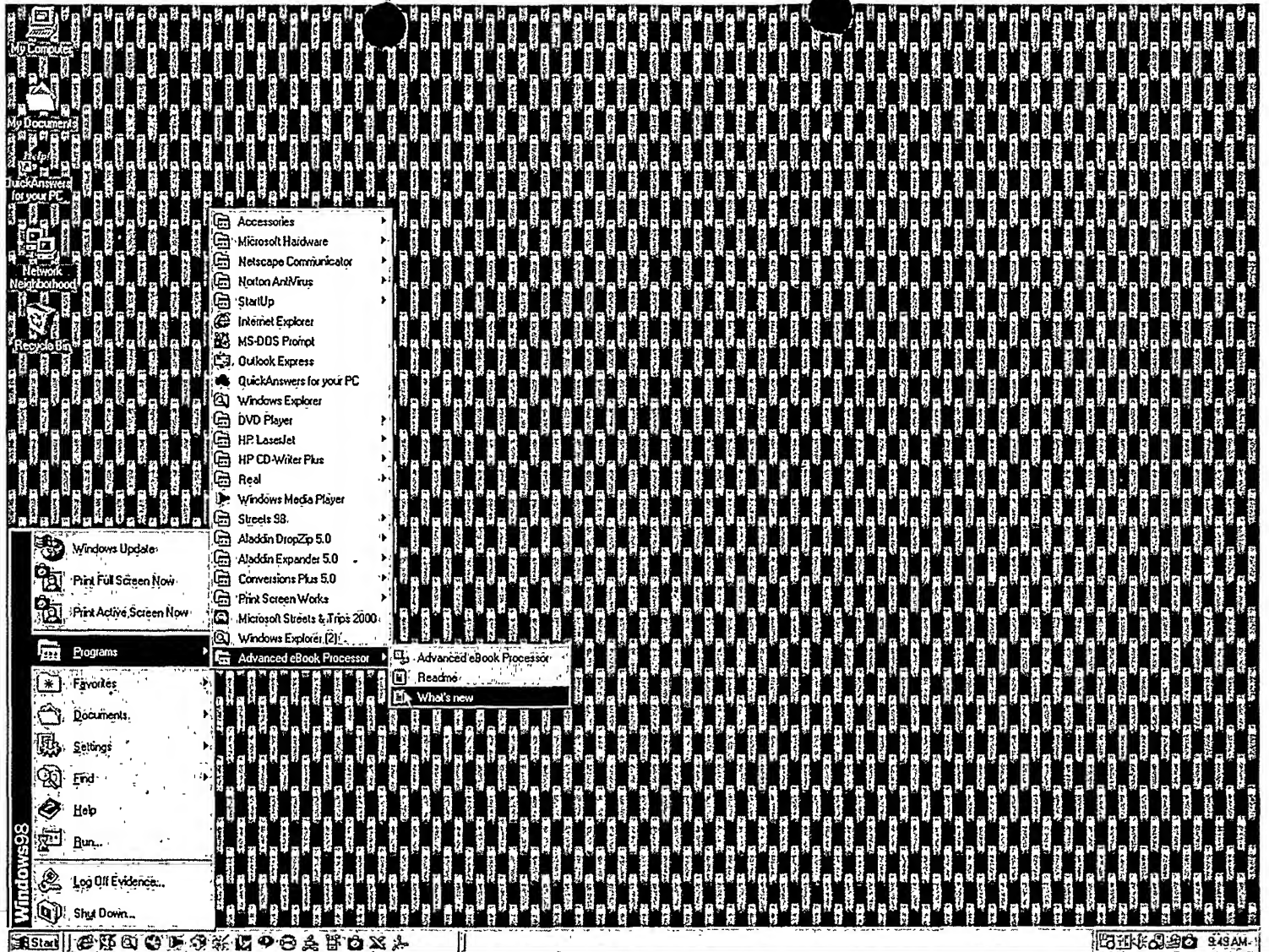
Please also have a look at other password recovery products made by our company:

<http://www.elcomsoft.com/prs.html>

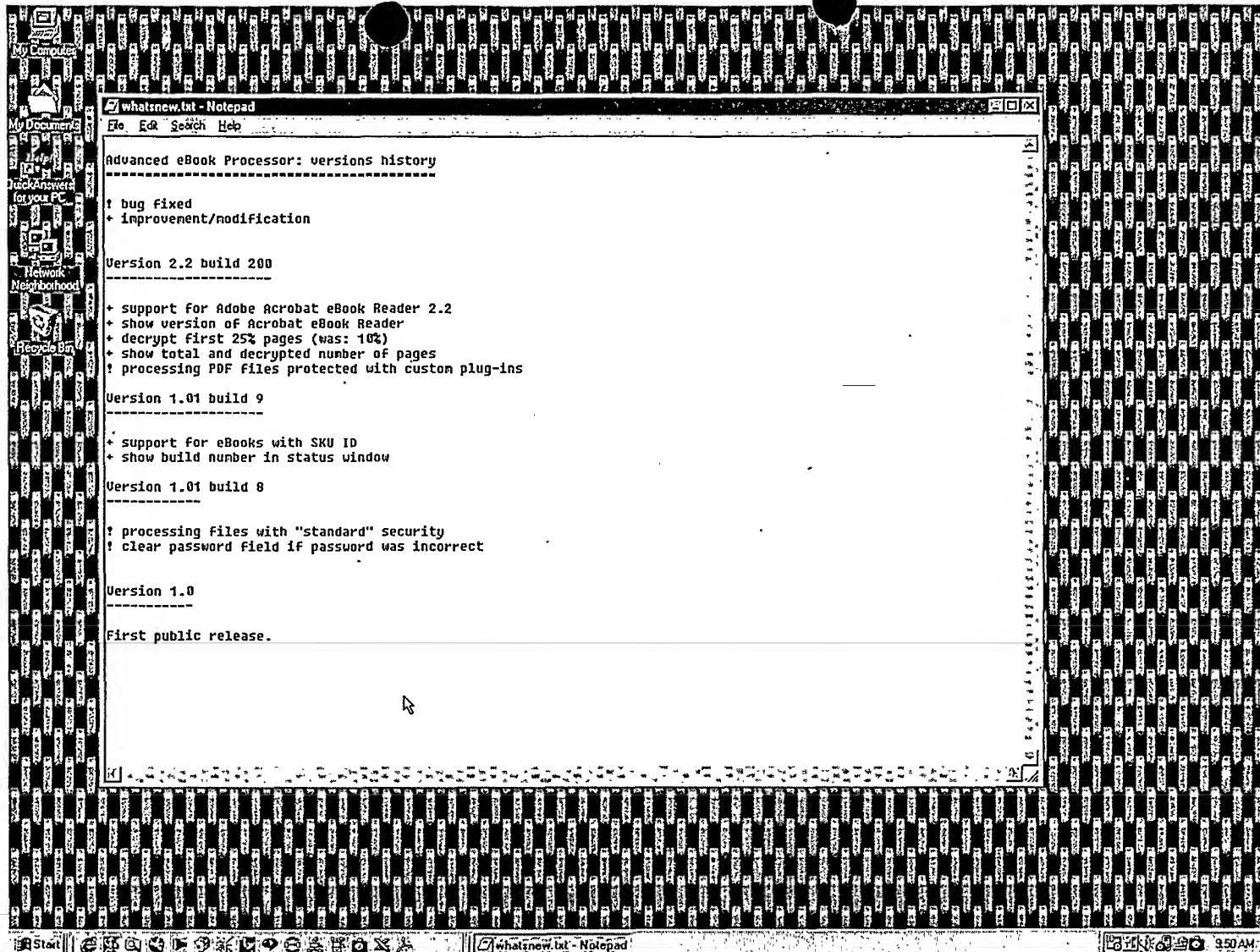
You will find the password recovery software for archives (ZIP, RAR, ARJ and ACE); Microsoft Office documents (Word, Excel, Access, Outlook, Outlook Express, etc.).

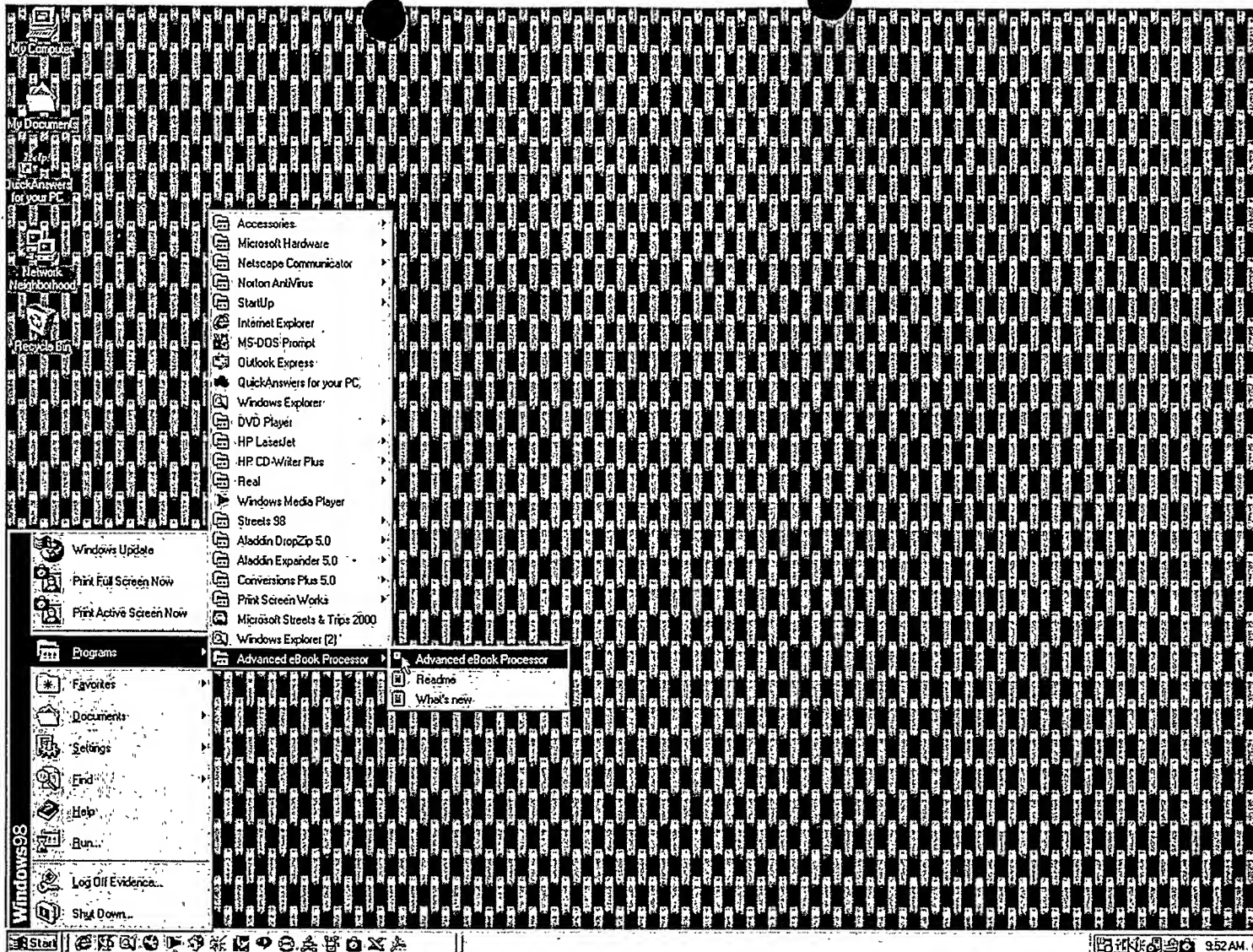
( )

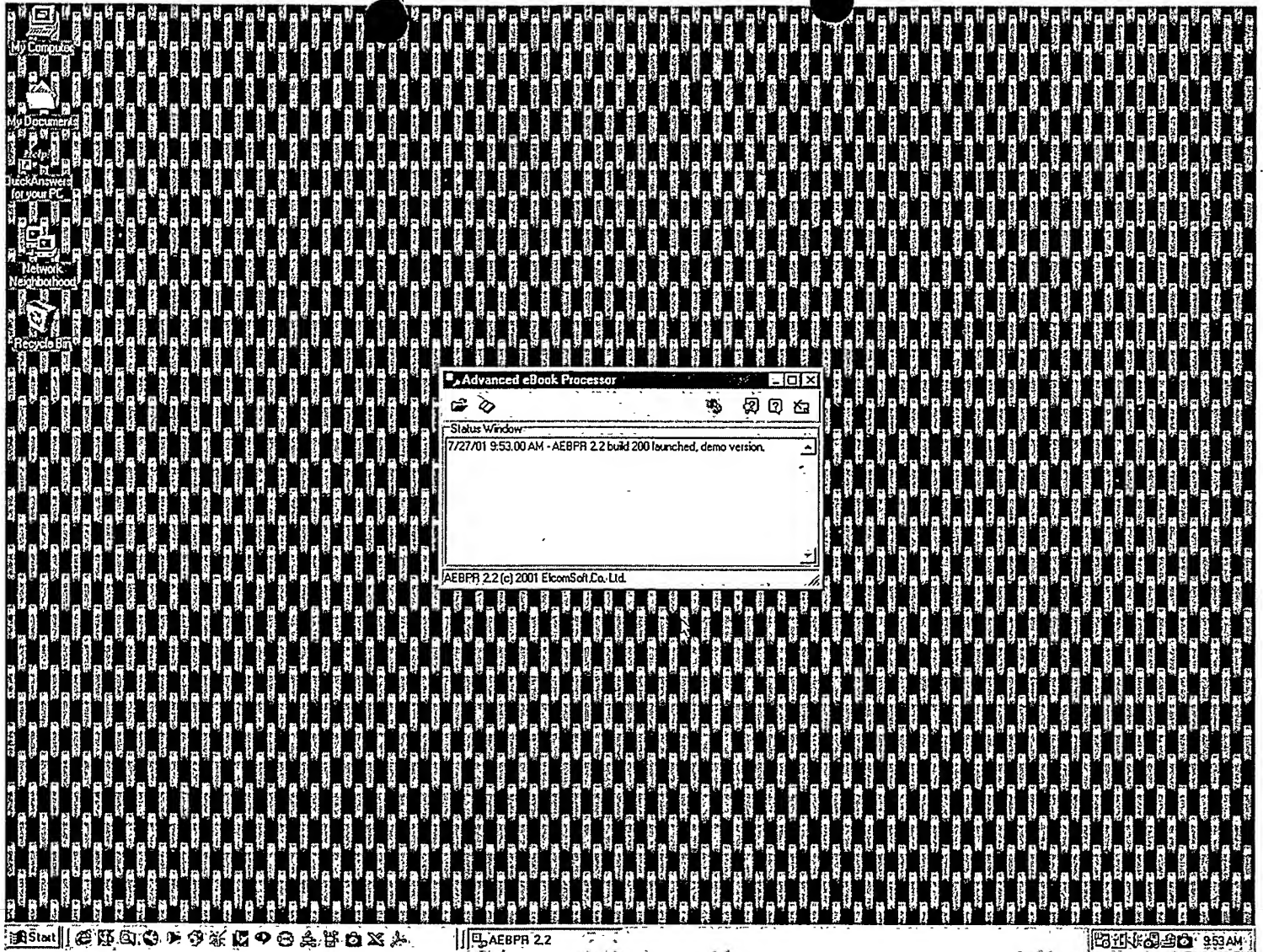


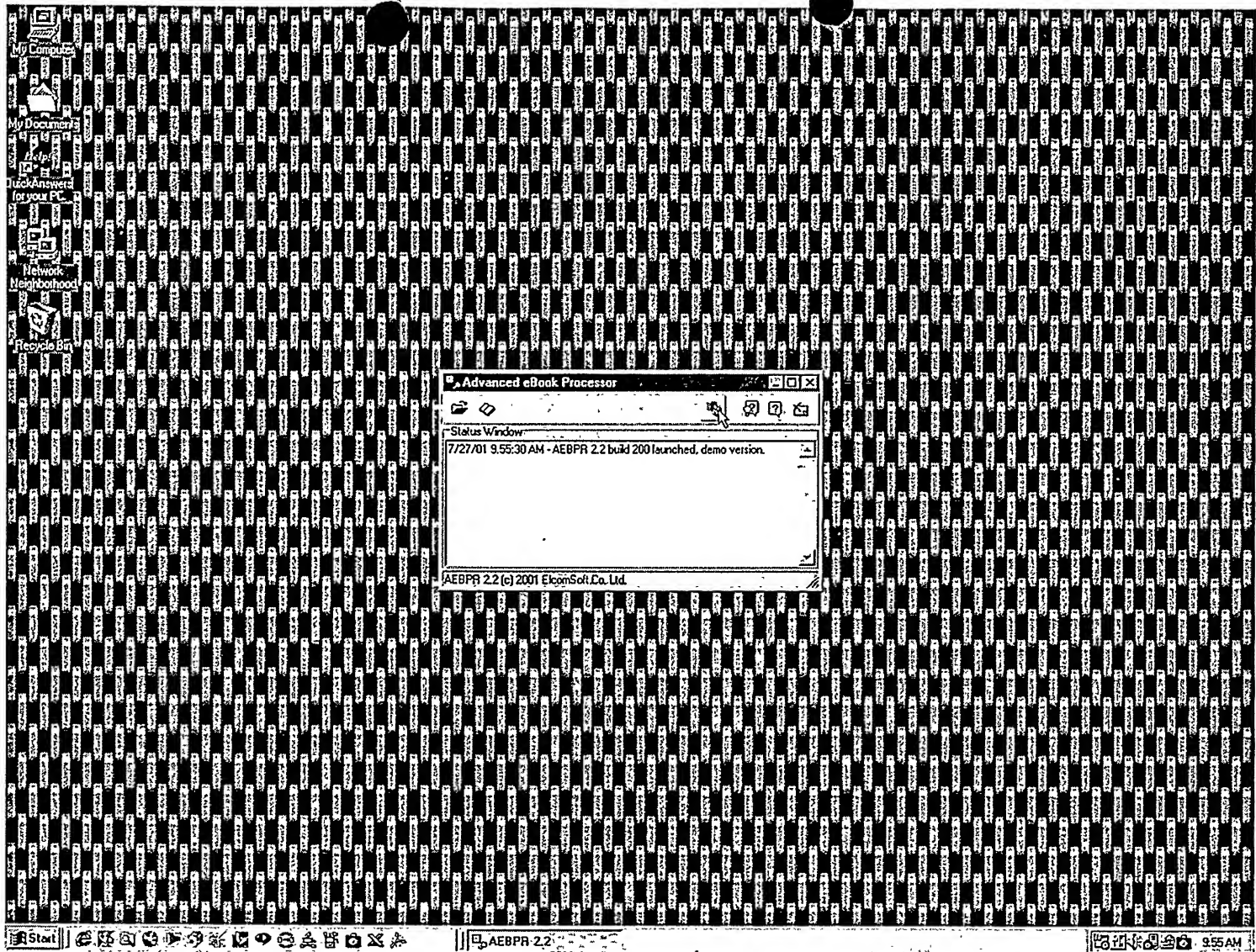




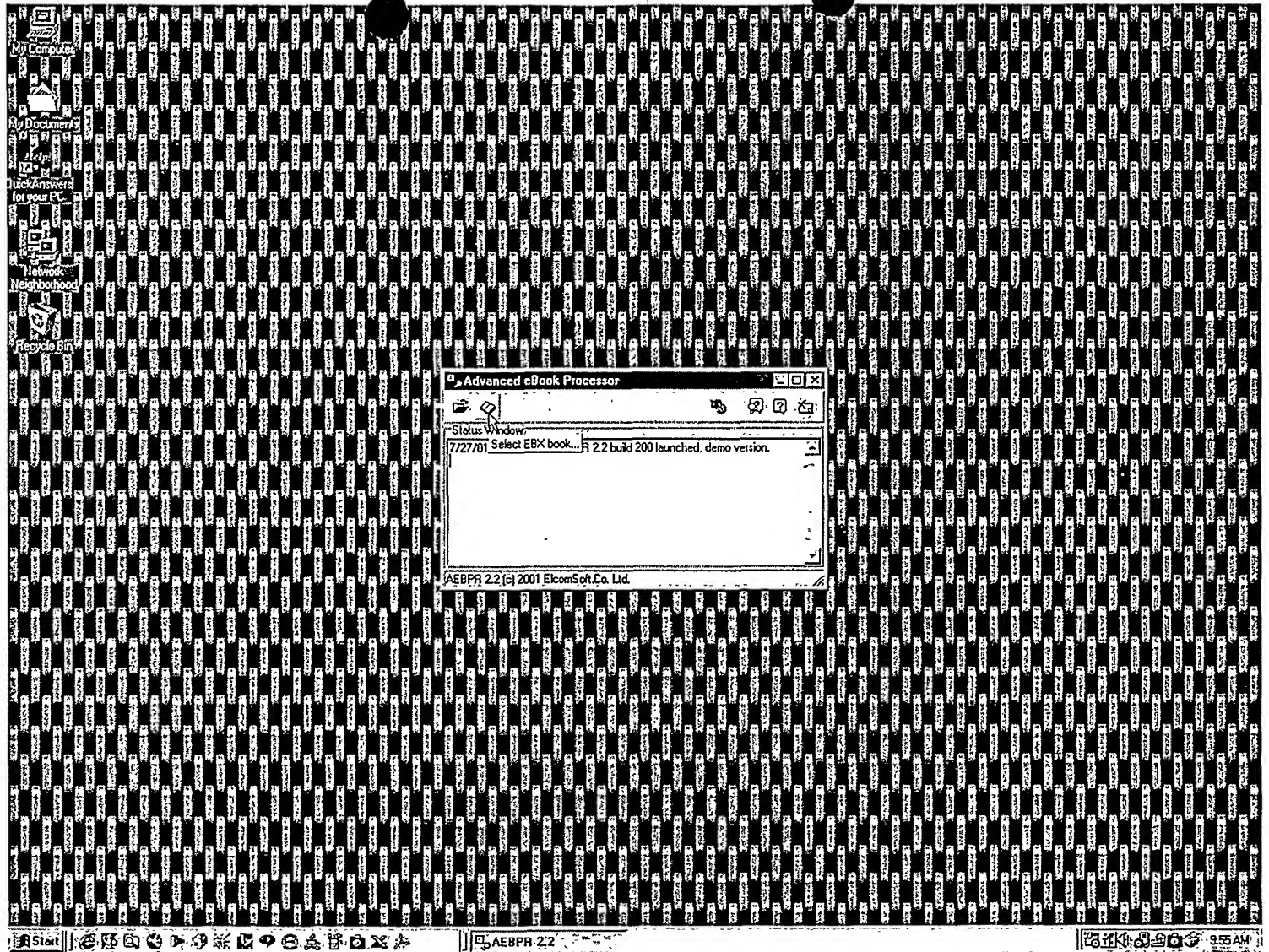


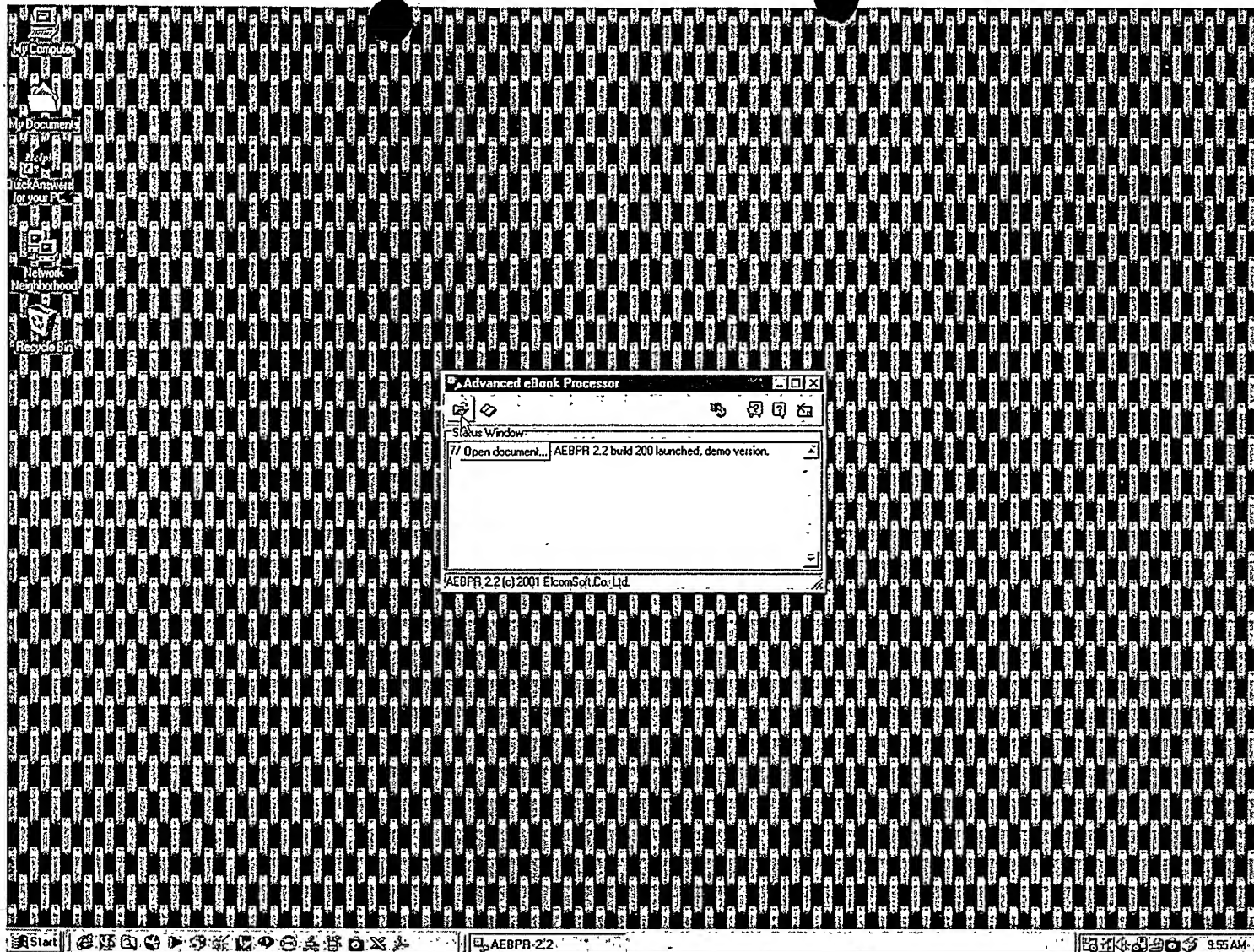


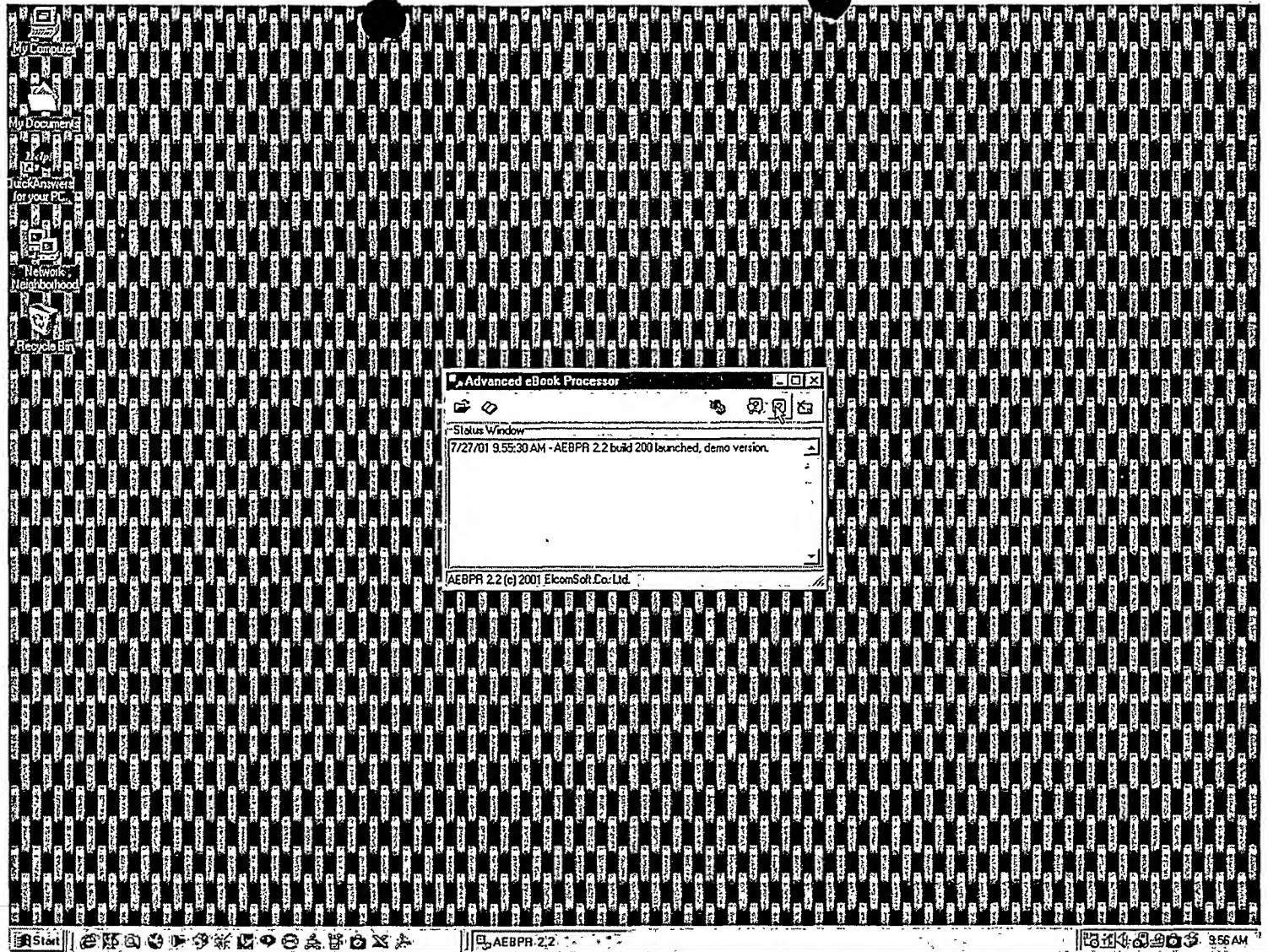




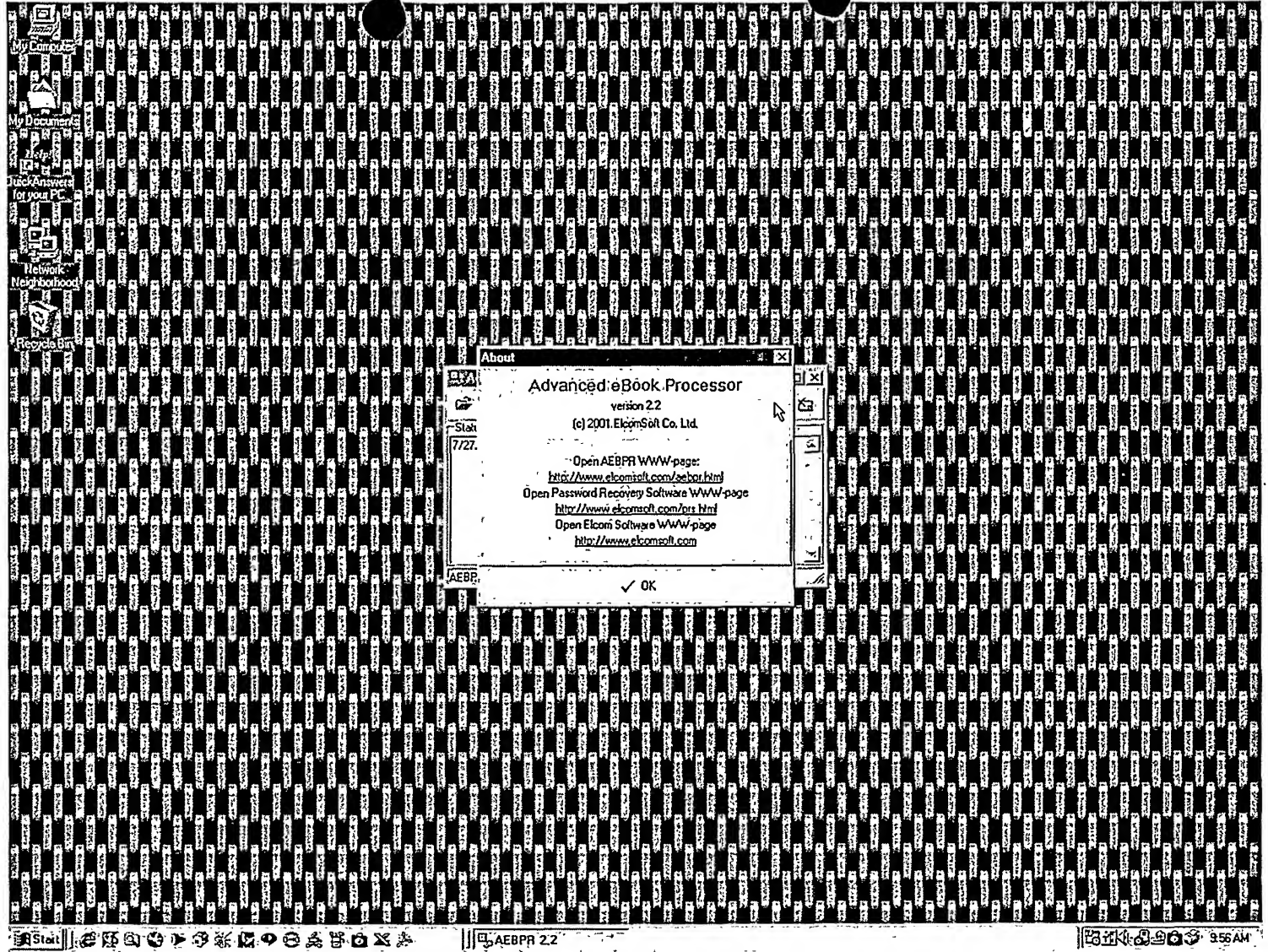




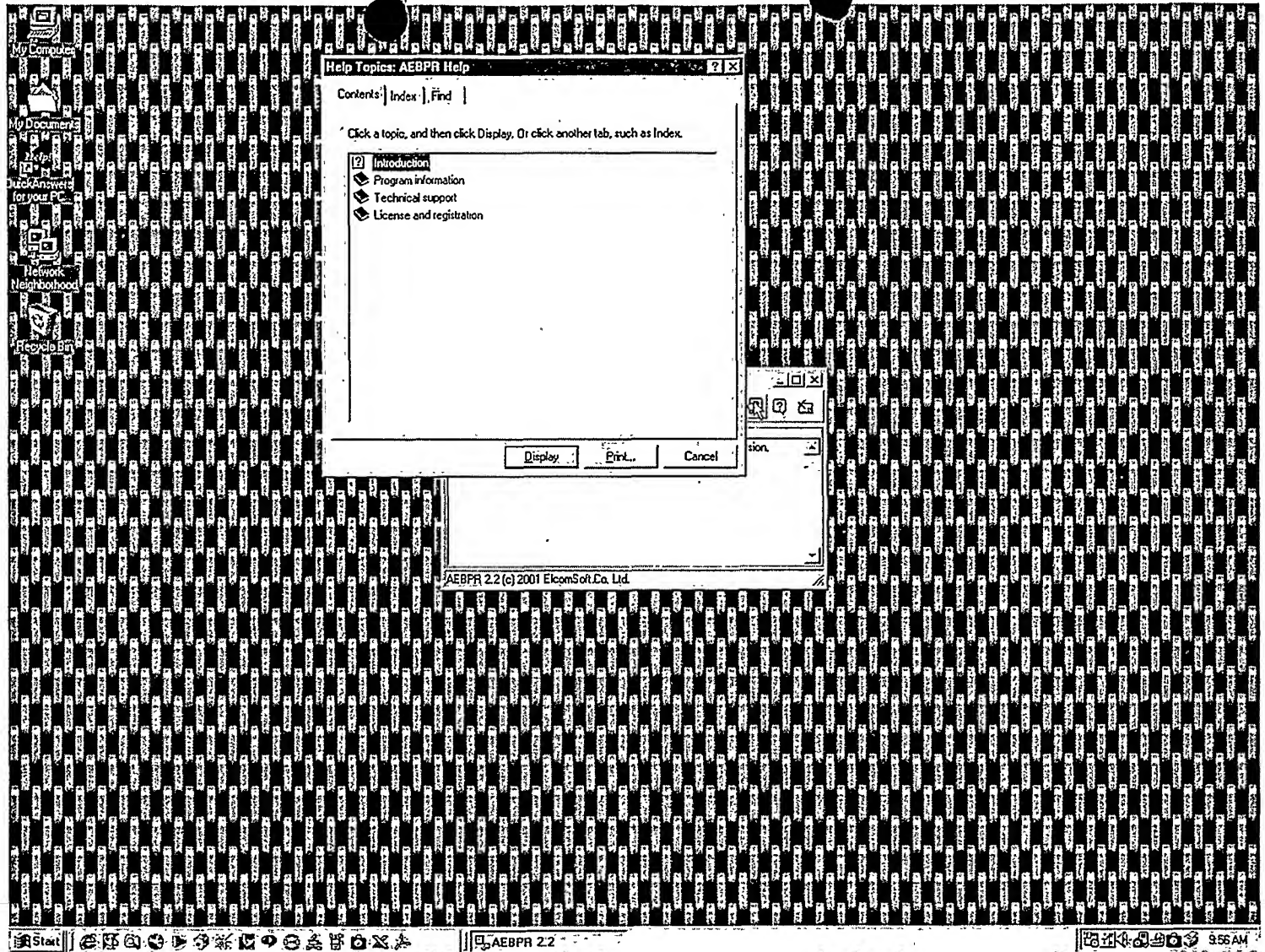


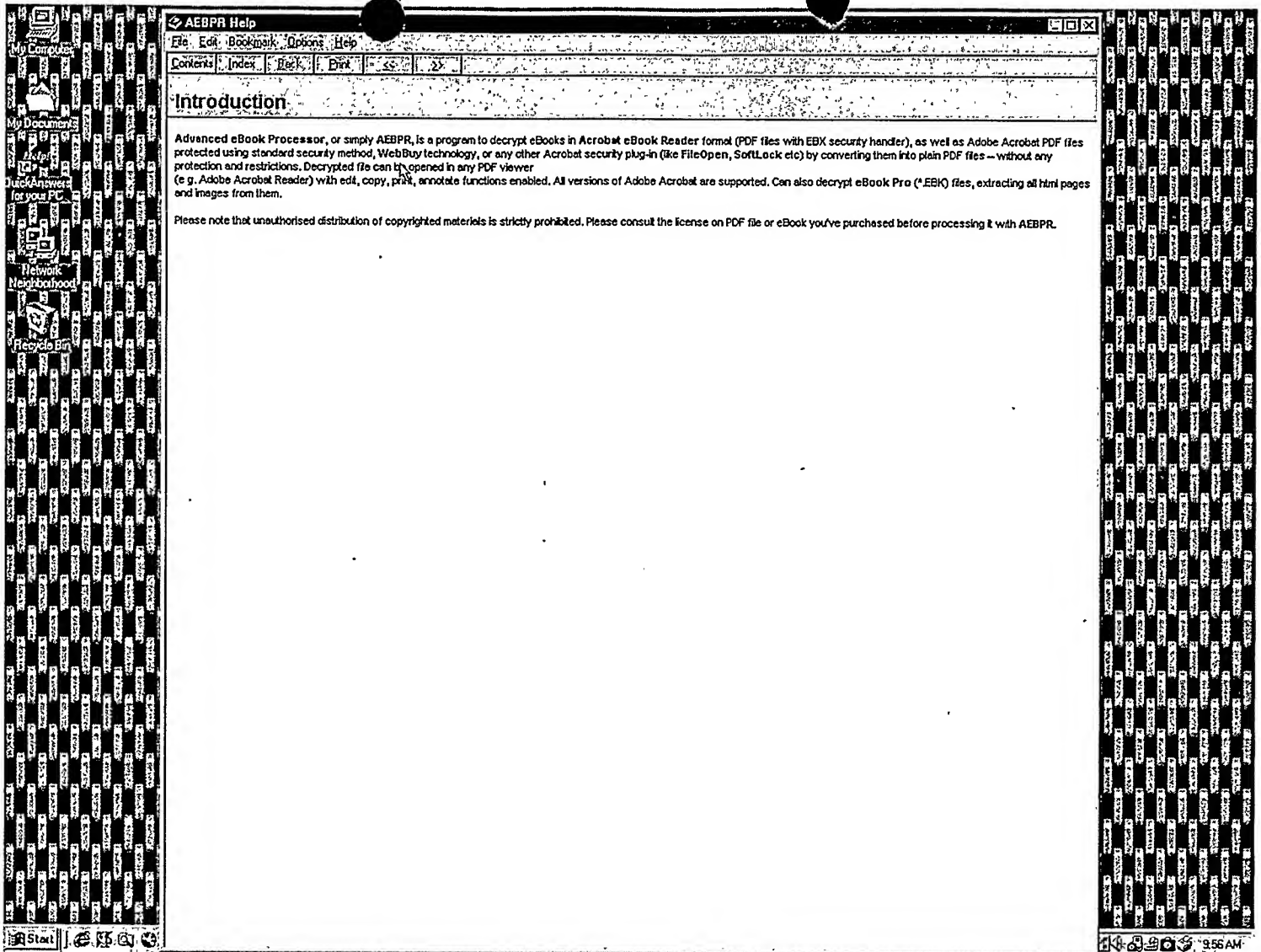


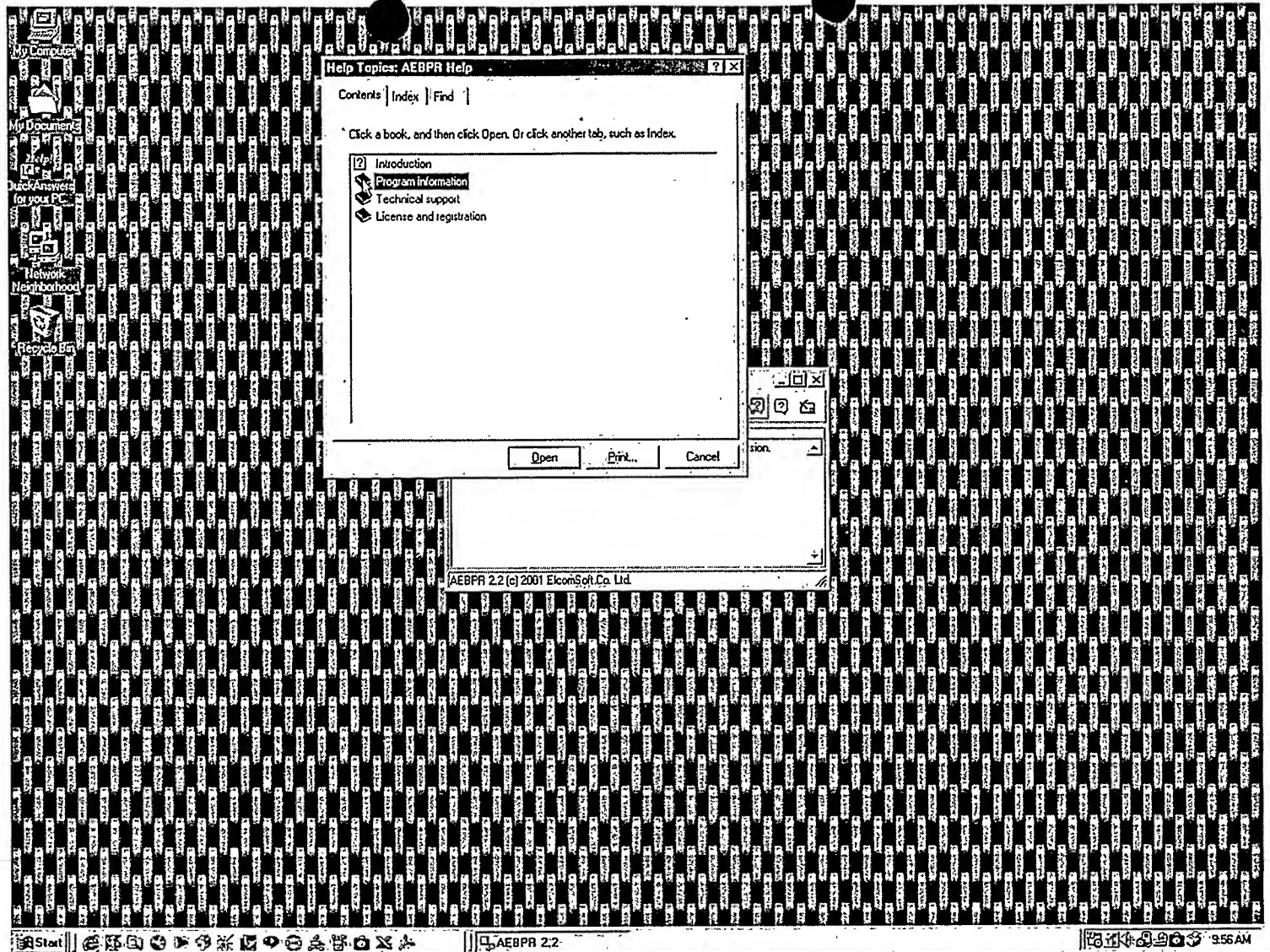


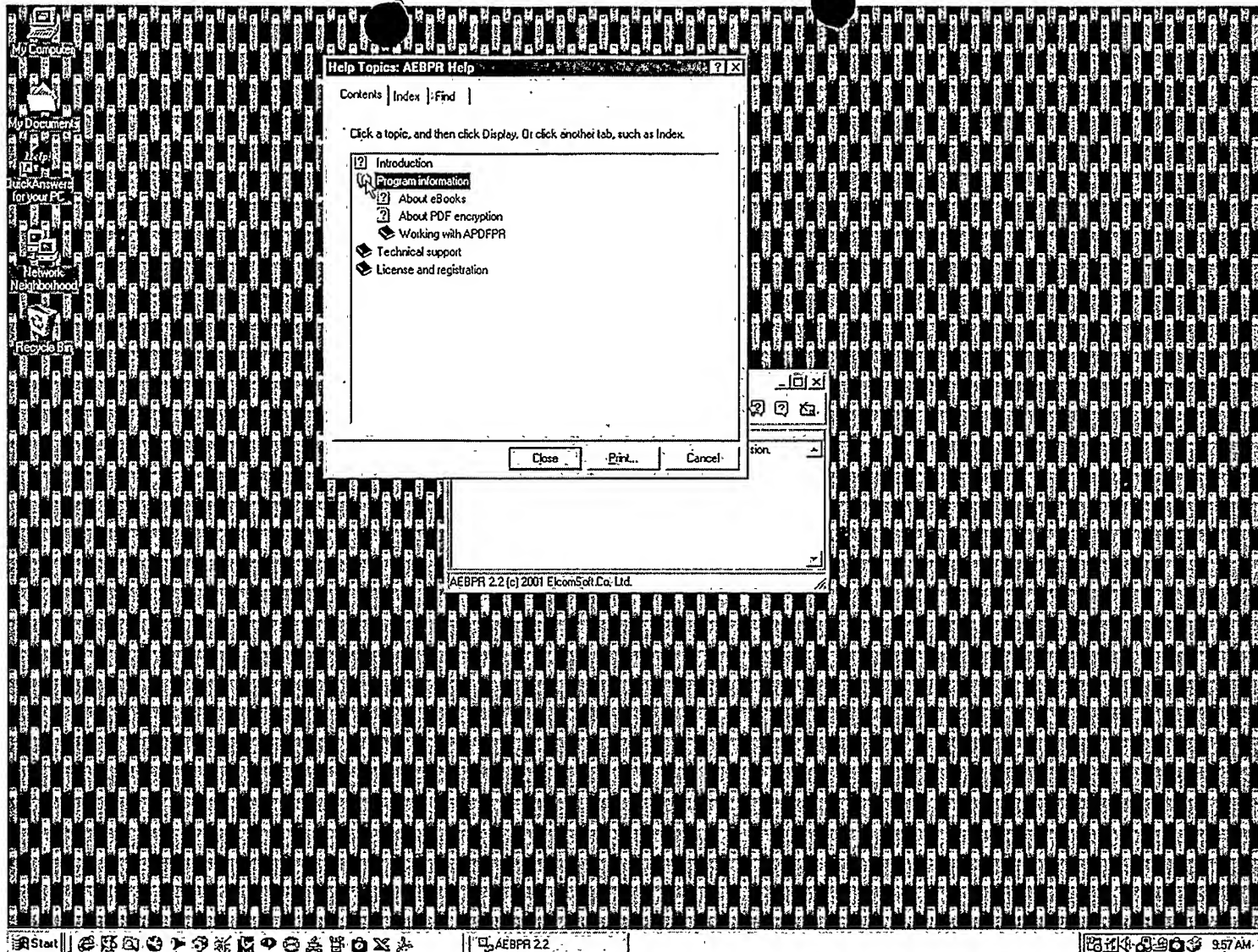




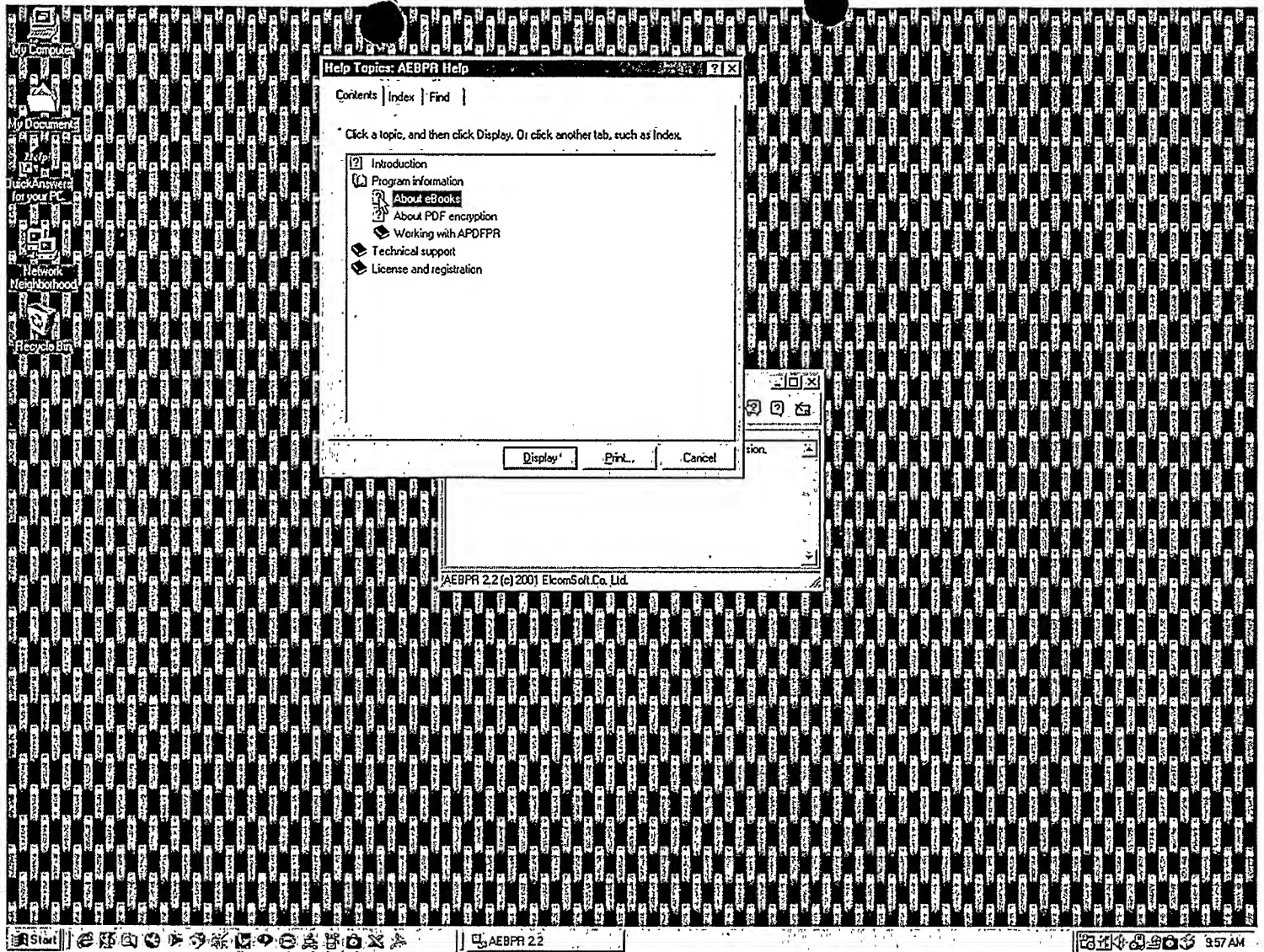


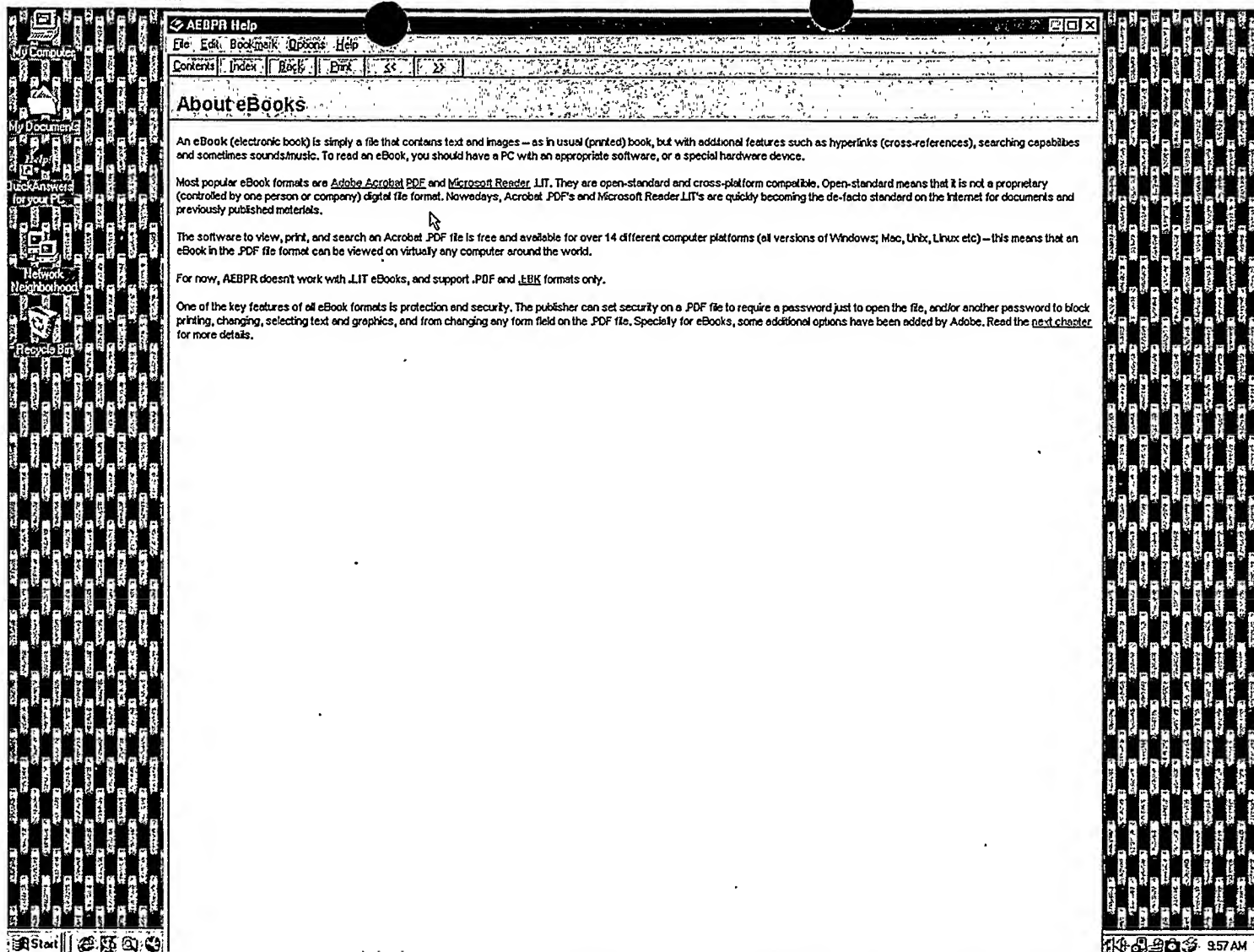












**AEBPR Help**

File Edit Bookmark Options Help

Contexts Index Back Print < >

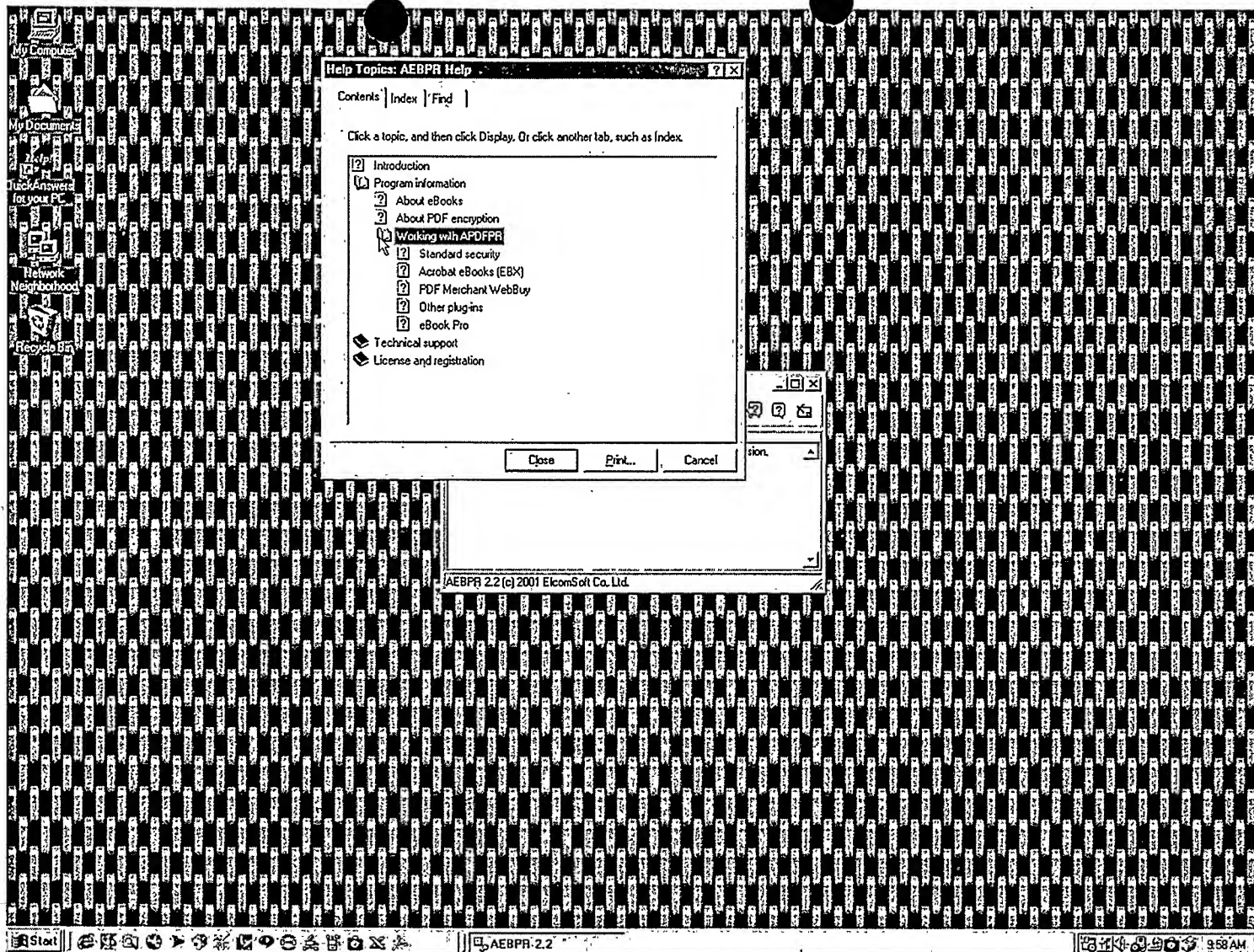
## About PDF encryption

PDF documents can be encrypted to protect their contents from unauthorized access. Access to a protected document's contents is controlled by the security handler. As already noted, PDF file may require a password just to open the file, and/or another password to block printing, changing, selecting text and graphics, and from changing any form field on the PDF file. Please see the [next chapter](#) to learn what AEBPR can do with the documents protected with the standard security handler.

Adobe Content Server software makes it easy for you to sell electronic books (eBooks) securely online. Adobe Content Server packages and protects eBooks and distributes them in PDF format directly from any Web site. Anyone with the free Adobe Acrobat eBook Reader software can purchase your content with ease. That technology allows to enable or disable the following consumer permissions: copy text to clipboard, print all or a defined number of pages, lending, expiration, and text to speech. Adobe Content Server can encrypt eBooks in the [Electronic Book Exchange \(EBX\)](#) or [Adobe PDF Merchant DRM \(Digital Rights Management\)](#). When the file is encrypted, special master voucher for its distribution is being created. The master voucher is a separate, XML-based file that contains an encrypted key to the eBook and the set of privileges that accompany it. When a customer purchases an Adobe PDF eBook directly from an e-commerce site, it's automatically downloaded into the customer's personal Acrobat eBook Reader library for immediate viewing. [Acrobat eBook Reader](#) unlocks the encrypted key that came with the eBook and its master voucher. Now the eBook is tied to the customer's Acrobat eBook Reader and can't be transmitted elsewhere unless lending or gifting permission has been enabled.

Also, Adobe Acrobat provides a plug-in architecture to extend its functionality (actually, protection provided by *Adobe Content Server* described above is based on plug-in technology, too). Plug-ins can provide a rich and powerful addition to the core product, and give the capability to implement many new commands, and functions. There is a special plug-ins called Security Handlers, that are responsible for a number of different functions. They set the access permissions for a file during a save, authorize access to a document when opening, setup and establish the key used for encryption and decryption. All security handlers are different, but AEBPR provides a [generic method](#) to break (decrypt) PDF files protected with ANY handler.

5:01 9:57 AM





**AEBPR Help**  
File Edit Bookmark Options Help

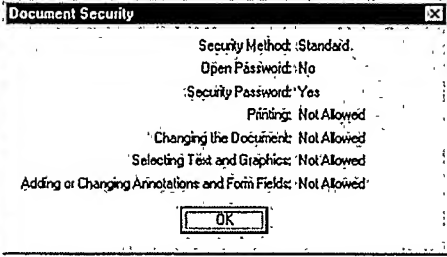
Contents Index Back Print < >

## Standard security

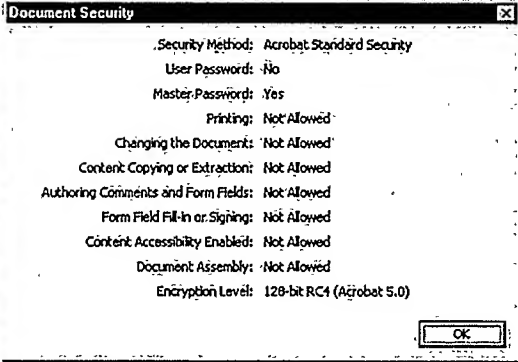
With a standard security handler, Adobe Acrobat features two levels of password protection.

Protecting document with access restriction ("owner", also called "security" or "master") password does not affect a user's ability to open and view the PDF file, but prevents user from editing (changing) the file, printing it, selecting text and graphics (and copying them into the Clipboard), adding/changing annotations and form fields etc (in any combination). If the file is protected this way, you open it in Adobe Acrobat Reader (again, the password is not required for that) and select File | Document Security menu item, the following information is shown (for example):

In Adobe Acrobat Reader 4.x or older:



In Adobe Acrobat Reader 5.x:

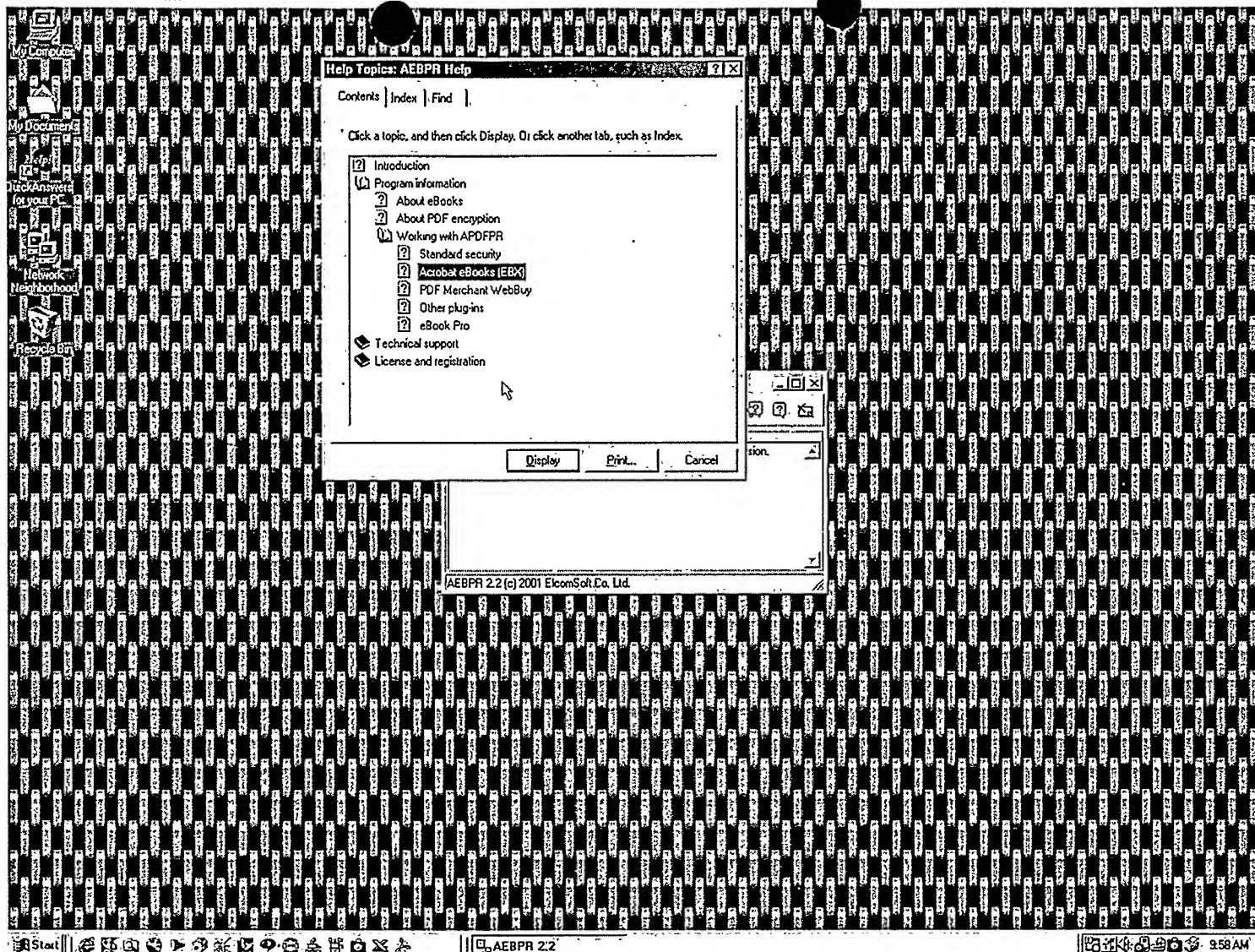


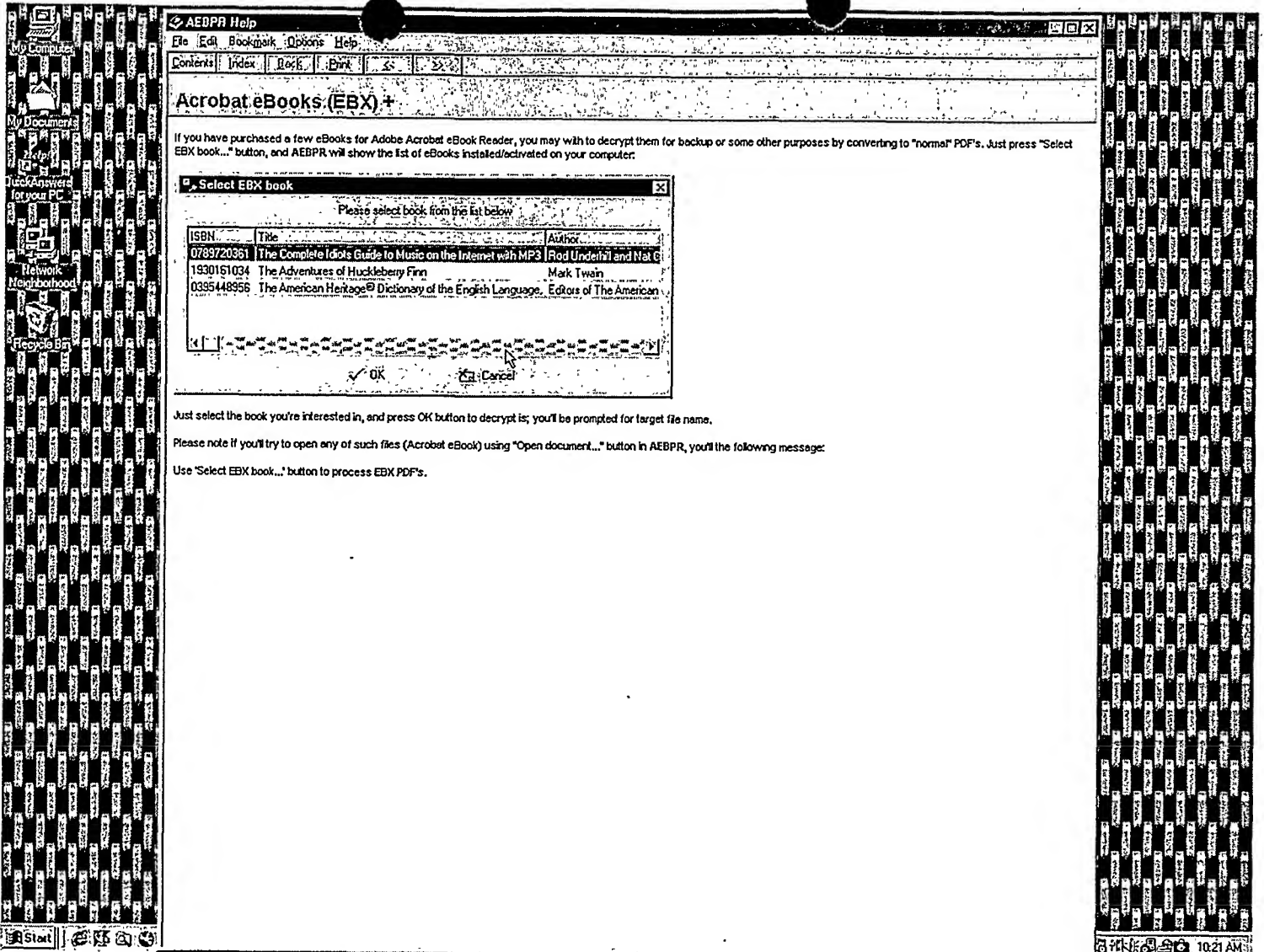
Fortunately, there is no need to recover that password at all. Instead, we can remove it (decrypt the file), so the resulting document will not have any restrictions. However, such decryption possible only if "user" password (see below) is not set or known.

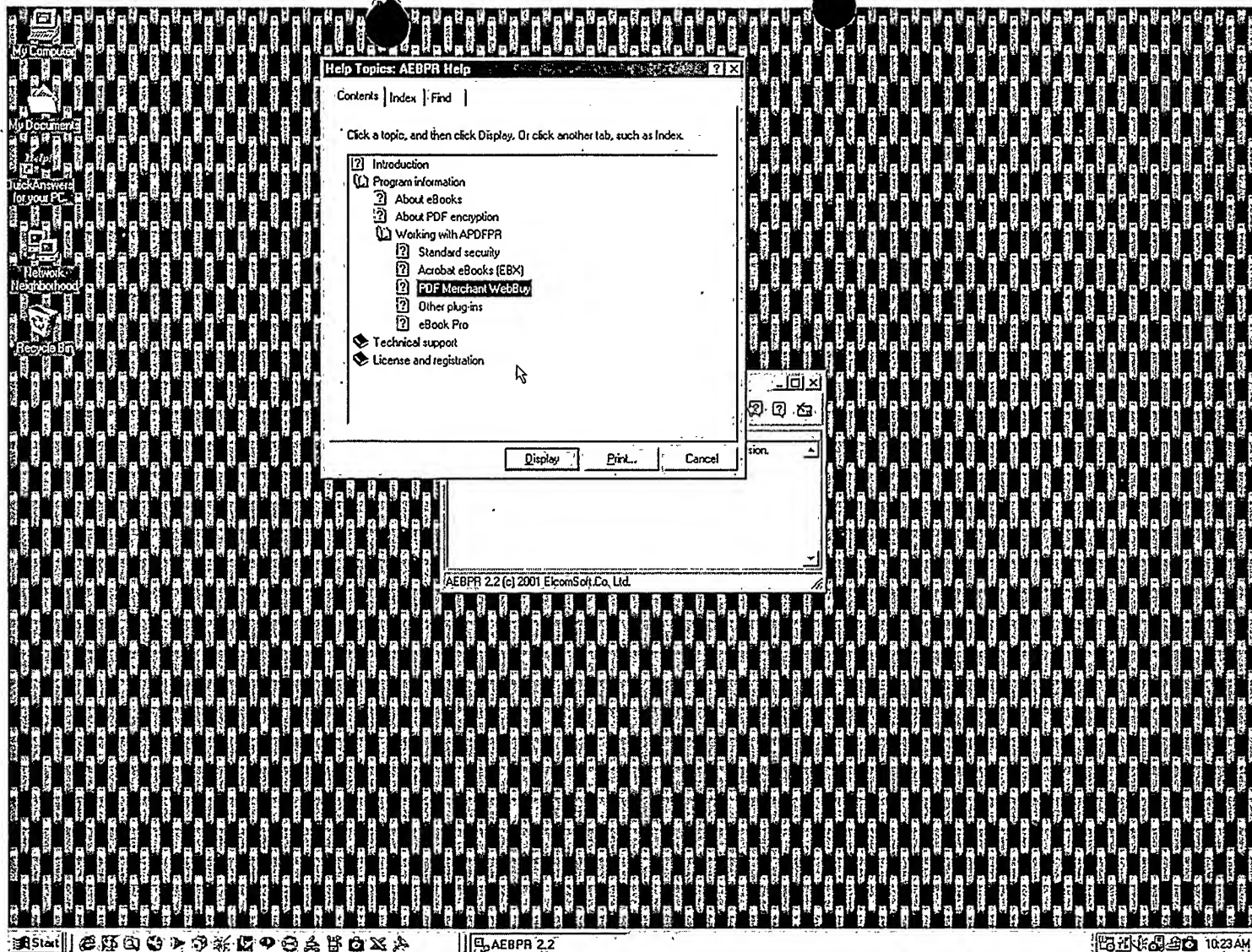
Also, there are "open" (so-called "user") passwords. If one is set, the file is encrypted with strong RC4 algorithm, and cannot be opened at all, if the password is not known. You need to know this password to be able to decrypt the file protected this way.

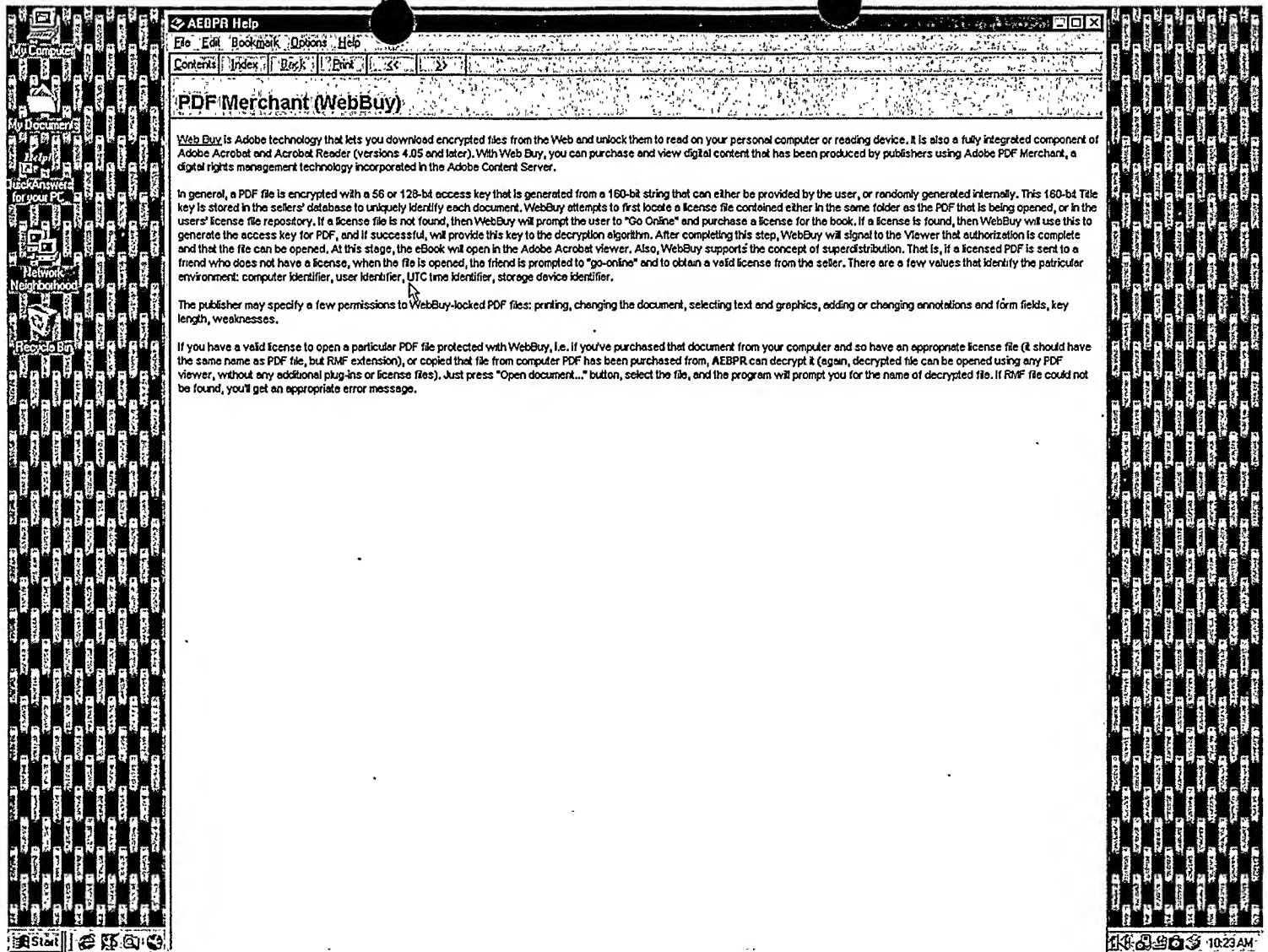
Simply select the PDF file you want to decrypt: press the Open document... button and browse for your file. If the given file is corrupted, or used by another application, or not encrypted, or has a user-level password set — appropriate error message will be displayed (in the last case, you can still decrypt the file with AEBPR, but have to know either user or owner password).

Start [Taskbar icons] 9:58 AM

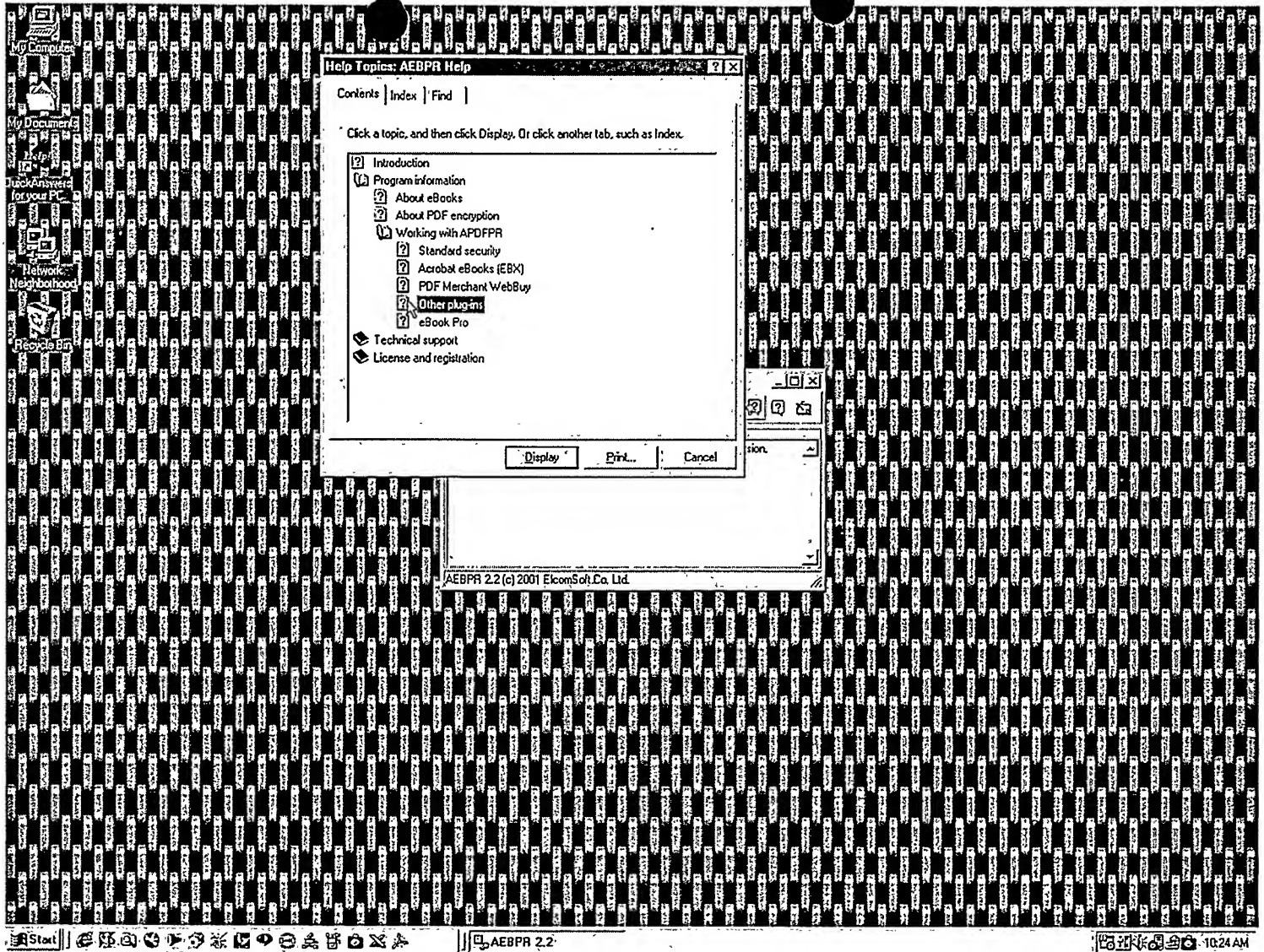


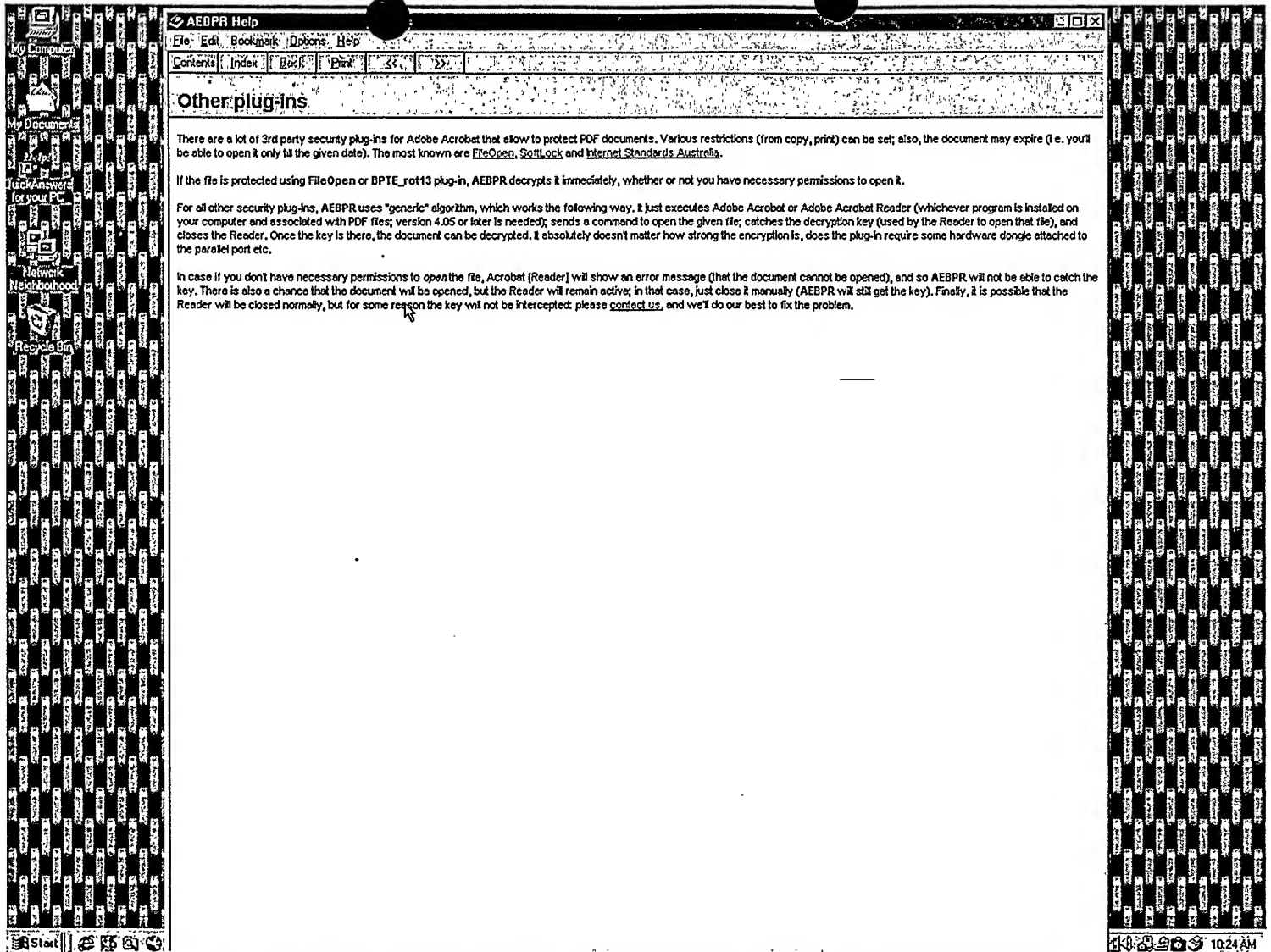


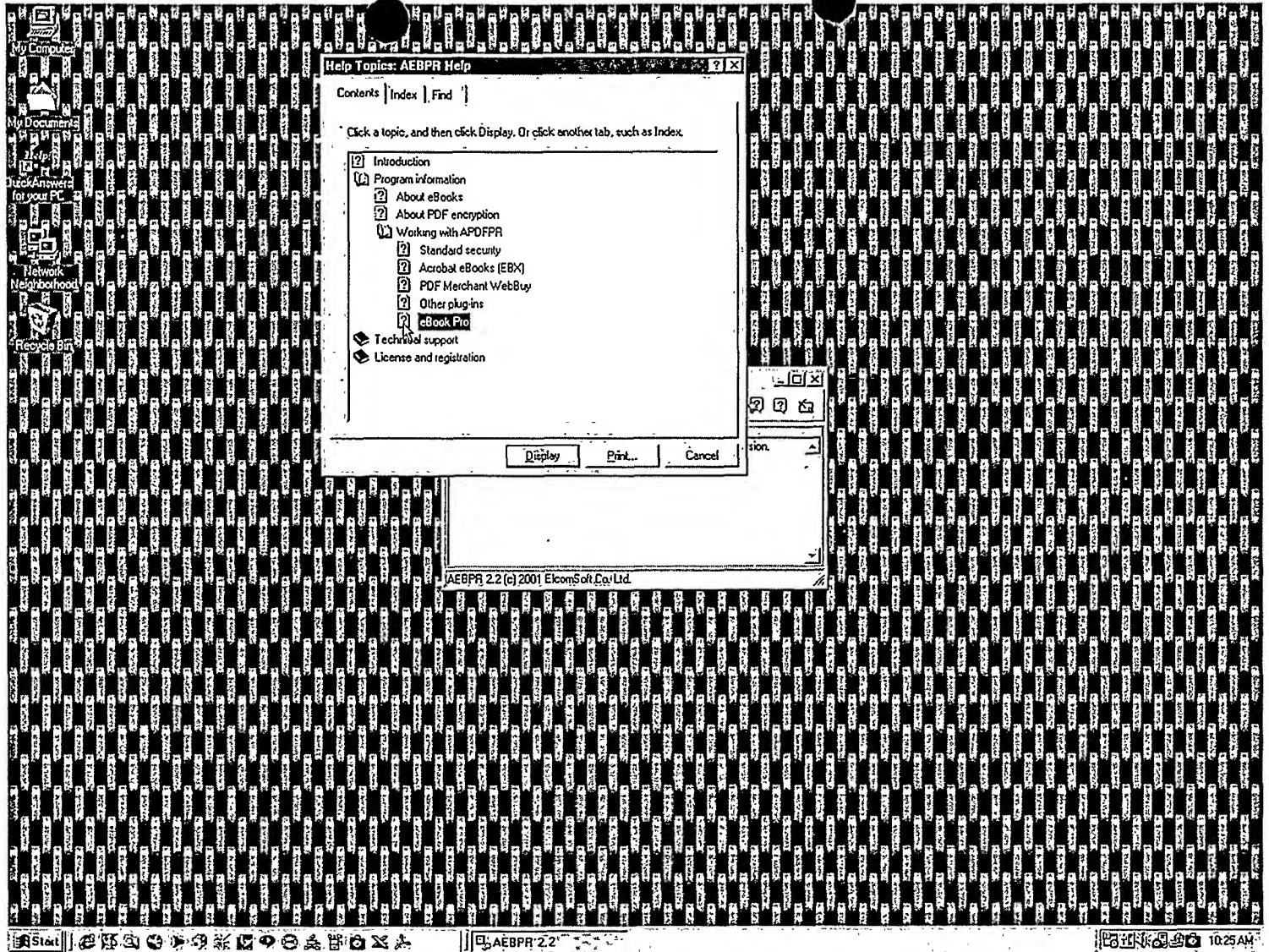




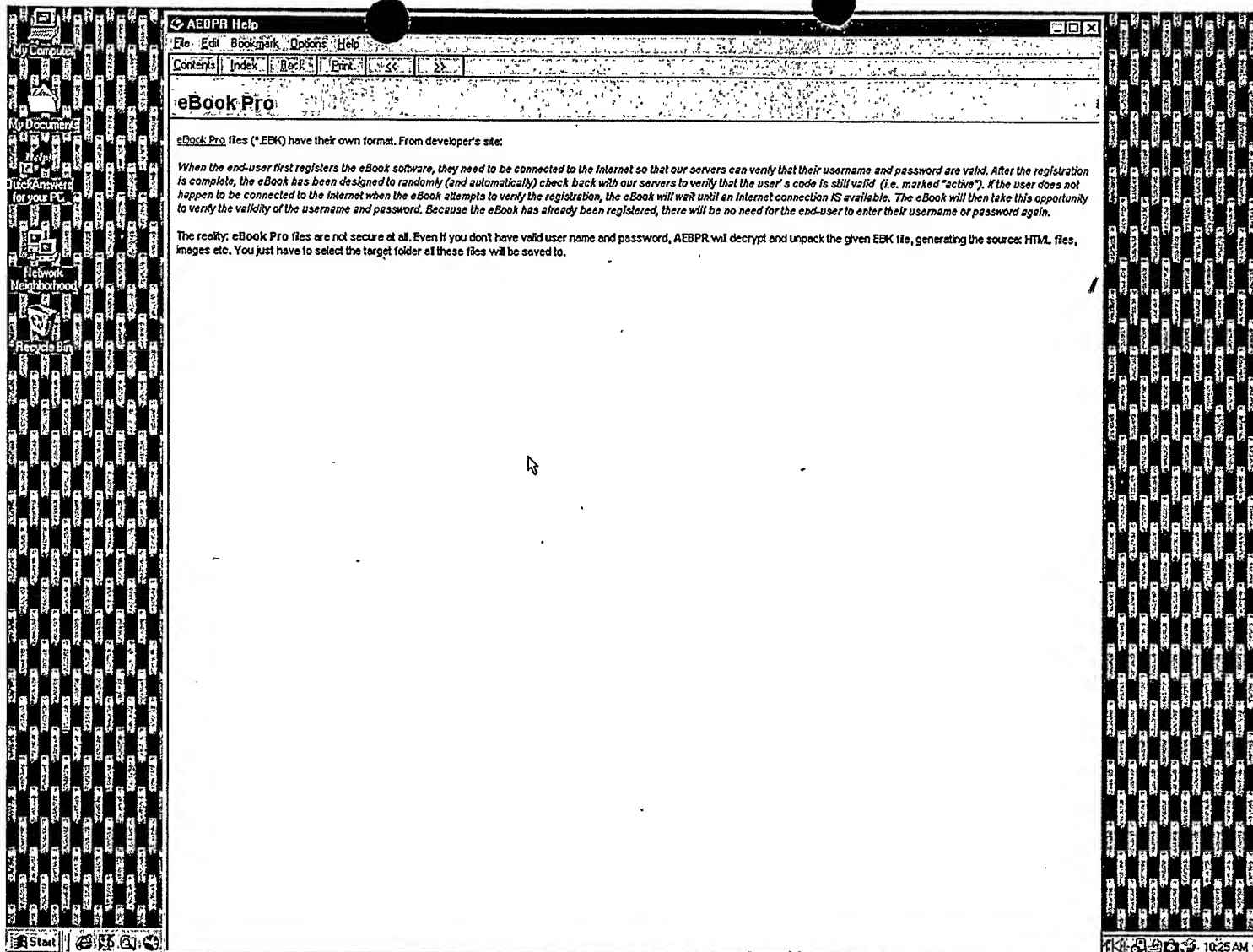


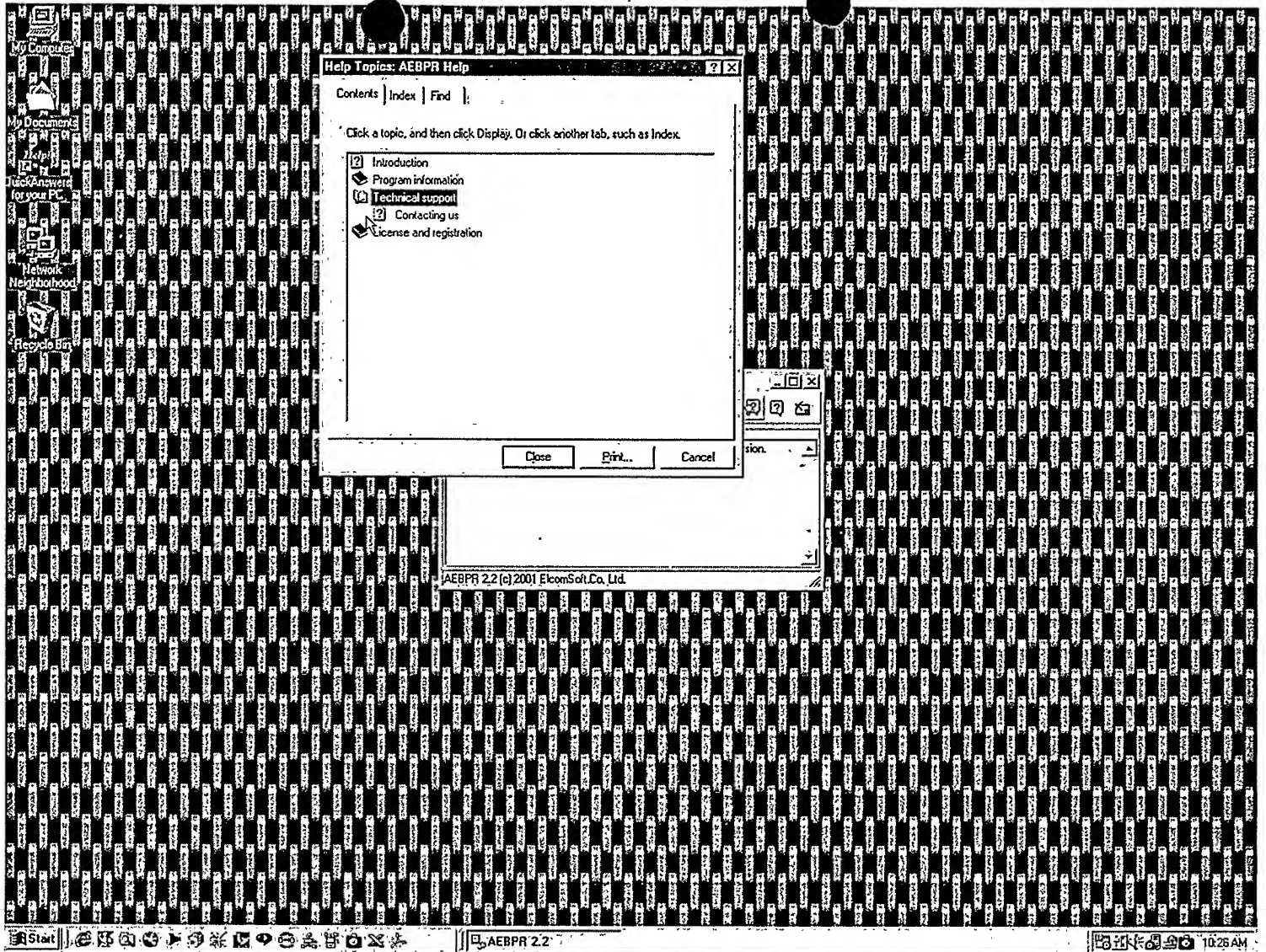


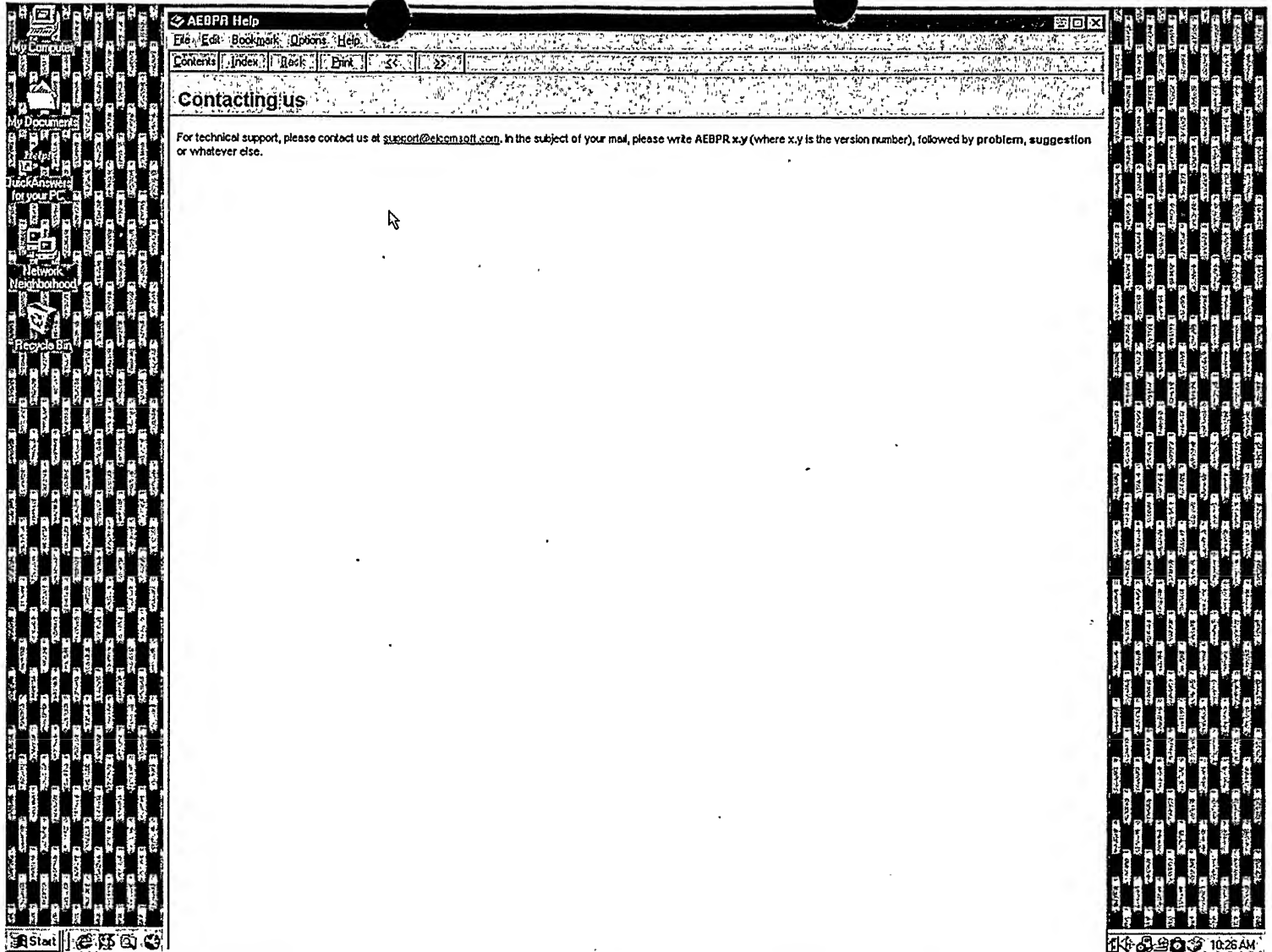


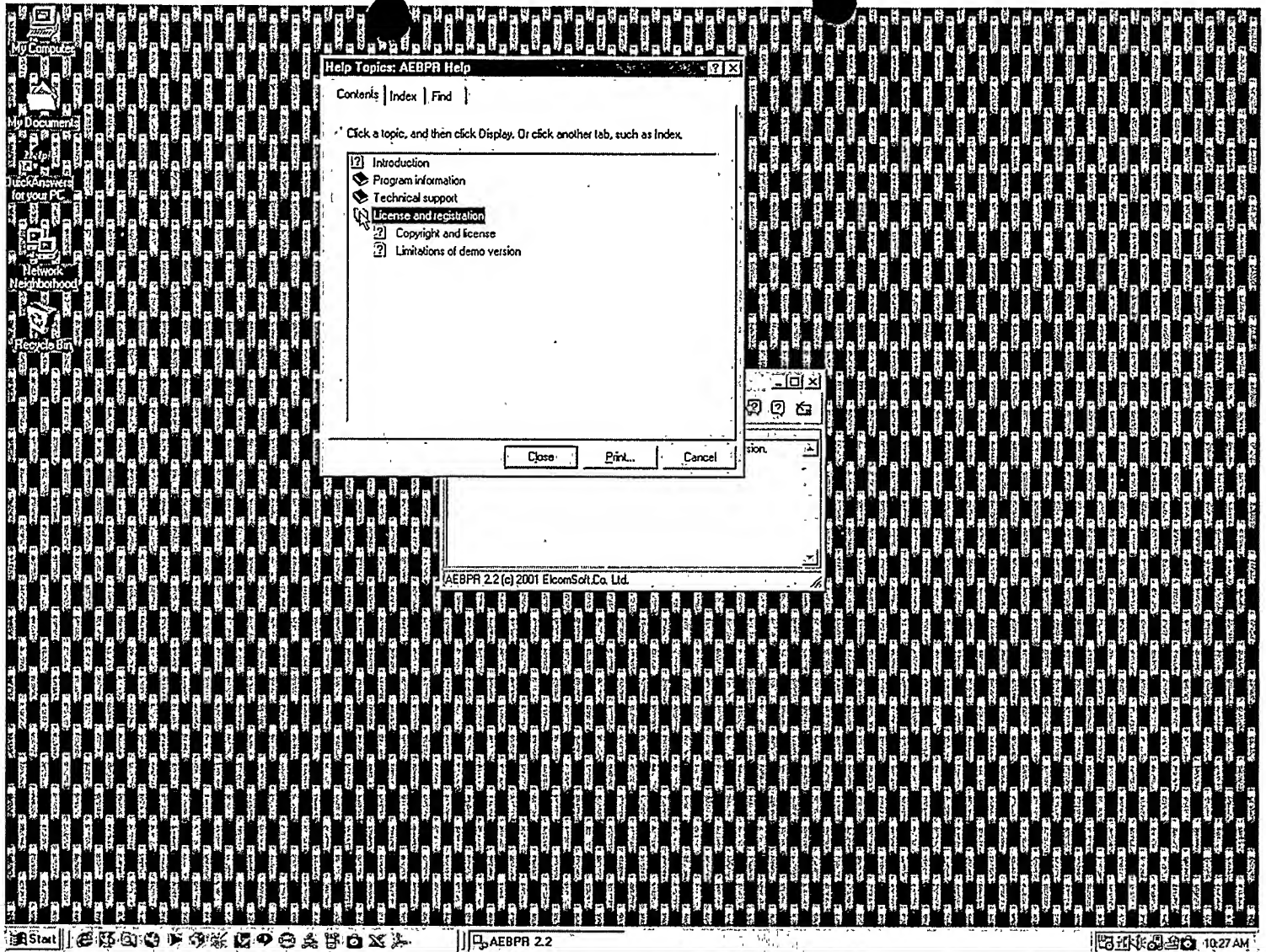












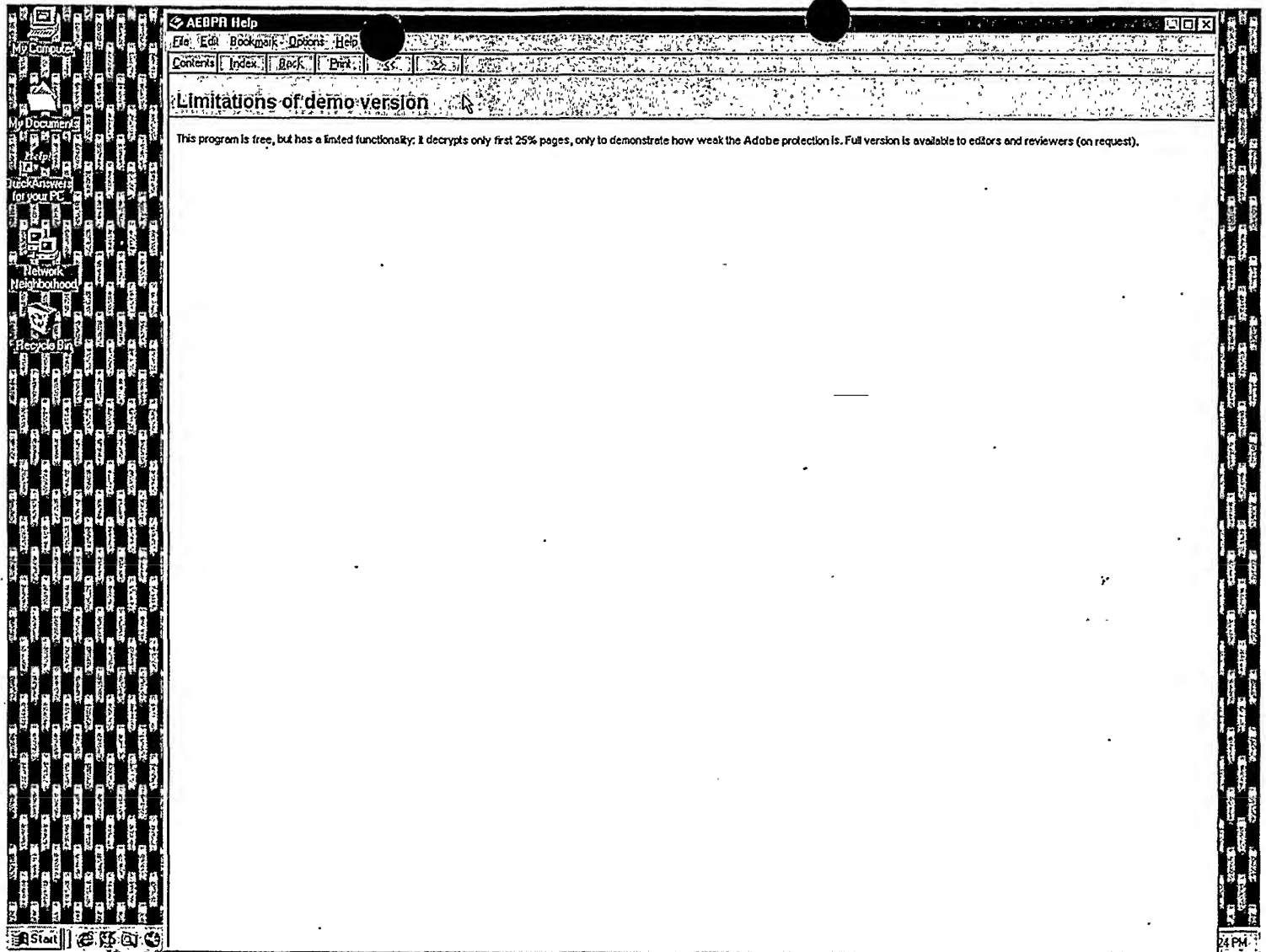
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This product includes cryptographic software written by Eric Young.

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**FILE NUMBER 295F-SF-130304**

**FOLLOWING SERIAL(S) REMOVED FROM CASE  
FILE AND DESTROYED IN ACCORDANCE WITH  
THE AUTHORITY CONTAINED IN NATIONAL  
ARCHIVES JOB NUMBER N1-65-88-03. (SEE  
BUFILE 66-19087-237)**

**SERIAL(S) # 36**

**DESTROYED BY: MLF**

**DATE: 7/2/07**

- 1 -

## FEDERAL BUREAU OF INVESTIGATION

Date of transcription 7/30/01

[redacted] Adobe Systems Inc. [redacted]  
[redacted] furnished a copy of a credit card  
statement showing a purchase from RegisterNow 877-353-7297 in the  
amount of \$99.00 for the date of June 26, 2001. The statement did  
not state any details concerning the item purchased from  
RegisterNow.

b6  
b7c

The statement was made part of the exhibits section of  
the file.

Investigation on 7/30/01 at San Jose, CA

File # 295B-SF-130304-37 [redacted] Date dictated 7/30/01

by SA [redacted]



DATE

7/27/01

This is to certify that \$ 50.00 was paid to

[Redacted]

on

7/15/2001

, and

that it was not feasible to obtain receipts. This will not result in a duplicate payment.

b6  
b7c

[Redacted]

[Redacted]

375 East Harmon • Las Vegas, NV 89109  
Reservations 800.582.2228  
Direct [Redacted] Fax 702.796.4334  
email ops@alexispark.com

  
**ALEXIS PARK**  
RESORT & SPA • LAS VEGAS

- 1 -

## FEDERAL BUREAU OF INVESTIGATION

Date of transcription 8/10/01

[redacted]  
Adobe Systems Inc. 321 Park Avenue San Jose, CA 95110 Telephone [redacted]  
[redacted] stated that she had received a credit card refund effective July 20, 2001 from REGISTERNOW for the \$99 purchase of the Advanced eBook Processor made by Adobe employee [redacted] previously on June 26, 2001. [redacted] stated that this refund was unsolicited. [redacted] stated that she contacted REGISTERNOW and was told the refund was initiated by Elcomsoft Co.

[redacted] faxed the attached credit card statement showing the purchase on June 26, 2001 and a refund on July 20, 2001.

b6  
b7C

Investigation on 8/10/01 at San Jose, CA. (via facsimile)  
File # 295B-SF-130304-42 [redacted] Date dictated 8/10/01  
by SA [redacted]

Jul 02, 2001

View

Please continue to review the statement you receive in the mail as it may contain important messages or information about your account.

# MASTERCARD Summary

Your Account # ending in  

## Payments, Credits, and Adjustments

1 25 JUN PAYMENT RECEIVED - THANK YOU \$50.00-

Previous Balance \$358.16

Payments, Credits and Adjustments \$50.00

Transactions \$847.75

Finance Charges \$15.60

New Balance \$1,171.51

Minimum Amount Due \$35.00

Payment Due Date Aug 02, 2001

Total Credit Line \$1,500

Total Available Credit \$328.49

Credit Line for Cash \$1,500

Available Credit for Cash \$328.49

## Transactions

2 06 JUN URBAN COMPUTER CHICAGO IL \$253.00 Adobe  
3 20 JUN SOFTMAN PRODUCTS COMPA 469.52  
3103615569 CA  
4 24 JUN WWW\*EARTHLINK.NET 19.95 Adobe  
800-890-6356 CA  
5 26 JUN REGISTERNOW 877-353-7297 MN 99.00 Adobe  
6 02 JUL ACCT BAL COVERAGE PREMIUM 6.28  
1-800-527-7564

## Finance Charges

## Important Disclosures



## Financial Sol

- Explore how options
- Free auto in quotes
- Online auto
- Access your report
- Cardholder C**
- Get your first months free Magazine C
- Get 10% off Club
- Or, browse great offers

## At your service

Download your statement information to:

Get Help Downloading Your Statement  
Money 98-2001 (.QFX)  
Quicken 98-2001 (.QIF)  
Excel (.CSV)

[Terms and Conditions](#)

	Balance rate applied to	Periodic rate	Corresponding APR	FINANCE CHARGES
PURCHASES	\$811.14	.06411%	23.40%	\$15.60
CASH	\$0.00	.06411%	23.40%	\$0.00
ANNUAL PERCENTAGE RATE applied to this period				23.40%

*Paid 7-30-01*

b6  
b7c

**Capital One**

MASTERCARD ACCOUNT

JUL 03 - AUG 02, 2001

Page 1 of 1

b6

b7C

**Account Summary**

Previous Balance \$1,171.51  
 Payments, Credits and Adjustments \$569.00  
 Transactions \$23.35  
 Finance Charges \$21.84

New Balance \$647.70  
 Minimum Amount Due \$19.00  
 Payment Due Date September 01, 2001

Total Credit Line \$1,500  
 Total Available Credit \$852.30  
 Credit Line for Cash \$1,500  
 Available Credit for Cash \$852.30

**At your service**

To call Customer Relations or to report a lost or stolen card:  
 1-800-262-1493

Send payments to:  
 Attn: Remittance Processing  
 Capital One Services  
 P.O. Box 60000  
 Seattle, WA 98190-6000

Send inquiries to:  
 Capital One Services  
 P.O. Box 85015  
 Richmond, VA 23285-5015

**Payments, Credits and Adjustments**

1 20 JUL REGISTERNOW CREDIT \$99.00  
 2 31 JUL ACH PAYMENT 470.00

**Transactions**

DATE  
 1 24 JUL WWW\*EARTHLINK.NET 800-890-6356 CA \$19.95  
 2 02 AUG ACCT BAL COVERAGE PREMIUM 1-800-527-7564 3.40

**Finance Charges**

Please see reverse side for important information

	Balance rate applied to	Periodic rate	Corresponding APR	FINANCE CHARGE
PURCHASES	\$1,098.89	.06411% P	23.40%	\$21.84
CASH	\$0.00	.06411% P	23.40%	\$0.00

ANNUAL PERCENTAGE RATE applied this period

23.40%

- 1 -

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 8/8/01

GRAND JURY MATERIAL - DISSEMINATE PURSUANT TO RULE 6(e)

A single sheet of paper was received via facsimile from

[Redacted box]

b3  
b6  
b7C

The document received is attached and made part of this  
FD-302.

Investigation on 8/8/01 at San Jose, CA (via facsimile)

File # 295B-SF-130304-48 Date dictated 8/8/01

by SA [Redacted]

b6  
b7C

- 1 -

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 8/10/01

GRAND JURY MATERIAL - DISSEMINATE PURSUANT TO RULE 6(e)

Federal Grand Jury Subpoenas were served on the

[REDACTED]

On August 8, 2001, Personal Service:

[REDACTED]

On August 9, 2001 Facsimile Service.

[REDACTED]

On August 10, 2001 Personal Service

[REDACTED]

Investigation on 8/8-10/01 at San Jose, CA

File # 295B-SF-130304-49 Date dictated 8/10/01

by SA [REDACTED]

b3  
b6  
b7C

b6  
b7C

**FILE NUMBER** 295F-SF-130304

**FOLLOWING SERIAL(S) REMOVED FROM CASE  
FILE AND DESTROYED IN ACCORDANCE WITH  
THE AUTHORITY CONTAINED IN NATIONAL  
ARCHIVES JOB NUMBER N1-65-88-03. (SEE  
BUFILE 66-19087-237)**

**SERIAL(S) #** 50

**DESTROYED BY:** MLF

**DATE:** 7/2/07

- 1 -

## FEDERAL BUREAU OF INVESTIGATION

Date of transcription 8/3/01

A review was conducted of an eight page single sided document entitled,

"eBooks security - theory and practice  
Speech on DEF CON Nine, July 13th - 15th, 2001  
Alexis Park in Las Vegas, Nevada USA"

The contents of the document appear to closely resemble in verbiage and content the speech given by a person identified as [REDACTED] at the Defcon 9 Convention on Sunday July 15, 2001 which was attended by the undersigned agent.

Investigation on 8/3/01 at San Jose, CA

File # 295B-SF-130304-51 Date dictated 8/3/01

by SA [REDACTED]

b6  
b7C



EXPUNGED PURSUANT TO  
NARA JOB #N1-65-88-3  
(BUFILE 66-19087-237)

DATE: 7/2/07  
INITIALS: mej

# FEDERAL BUREAU OF INVESTIGATION

Precedence: PRIORITY

Date: 08/15/2001

To: Chicago

Attn: Squad IP/C

SSA [redacted]

From: San Francisco

Squad 14G/San Jose Resident Agency

Contact: SA [redacted]

Approved By: [redacted]

Drafted By: [redacted]

Case ID #: 295B-SF-130304-53

Title: [redacted]

[redacted]  
dba Elcomsoft, aka  
www.elcomsoft.com;  
Adobe Systems Inc. - Victim  
IPR Infringement - Copyright Infringement-  
Computer Software Matters

GRAND JURY MATERIAL - DISSEMINATE PURSUANT TO RULE 6(e)

Synopsis: Requests that [redacted]

[redacted] utilized by  
Elcomsoft to make available to the public a software known as the  
Advanced eBook Processor which was in violation of the Digital  
Millenium Copyright Act.

Details: [redacted]

[redacted] The U.S.  
Attorney plans to indict case in the near future.

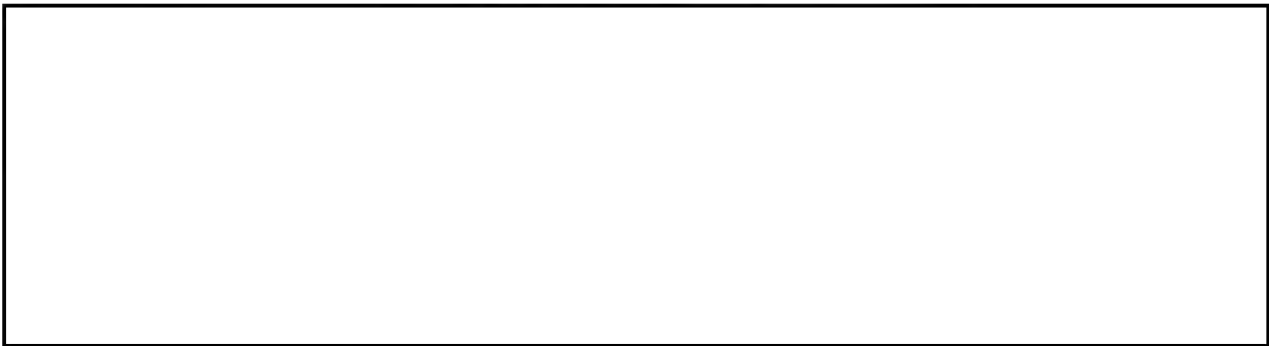
Pursuant to Federal Grand Jury subpoenas which were  
previously faxed [redacted]

[redacted]	telephone	[redacted]
fax	[redacted]	

EXPUNGED PURSUANT TO  
NARA JOB #N1-65-88-3  
(BUFILE 66-19087-237)

DATE: 7/2/07  
INITIALS: me

To: Chicago From: San Francisco  
Re: 295B-SF-130304, 08/15/2001



b3  
b6  
b7c

The Assistant United States Attorney prosecuting the  
case requested that



To: Chicago From: San Francisco  
Re: 295B-SF-130304, 08/15/2001

LEAD (s):

Set Lead 1:

CHICAGO

AT CHICAGO, ILLINOIS



b3  
b6  
b7C

**FILE NUMBER 295F-SF-130304**

**FOLLOWING SERIAL(S) REMOVED FROM CASE  
FILE AND DESTROYED IN ACCORDANCE WITH  
THE AUTHORITY CONTAINED IN NATIONAL  
ARCHIVES JOB NUMBER N1-65-88-03. (SEE  
BUFILE 66-19087-237)**

**SERIAL(S) # 55, page 1  
DESTROYED BY: MLF  
DATE: 7/2/07**

To: Albuquerque From: San Francisco  
Re: 295B-SF-130304, 08/16/2001

[REDACTED] Elcomsoft, a Moscow based company for whom [REDACTED] worked, had marketed for financial compensation, a version 2.1 of the same program authored by [REDACTED]. Version 2.1 was released in the latter part of June, 2001 and after Elcomsoft refused requests by Adobe Systems Inc. to cease this activity, Adobe Systems Inc. complained and the investigation was initiated.

Elcomsoft made the program available for sale through a website known as Register Now, aka RegNow of Issaquah, Washington.

The steps in obtaining the program were to go to the Elcomsoft website and download the free demo version of the Advanced eBook Processor to a computer which had the Adobe eBook Reader installed. An eBook was purchased from an electronic bookseller such as barnesandnoble.com or amazon.com. The free demo version of the Advanced eBook Processor unlocked the copyright protections on the eBook for free for ten percent of the eBook. For a \$99 fee paid to Elcomsoft through the RegNow website, Elcomsoft would e-mail an unlocking key to the buyer enabling them to unlock the copyright protections on one hundred percent of the book. The copyright protections that were defeated prevent the movement of the book text or information from one computer to another and allowed usage on only one platform to which the original eBook had been downloaded. There were other restrictions stripped by Elcomsoft's program that the publisher reserved the right to grant based upon a particular customer's license to use the eBook. This stripping made the book into a "naked file" which had no restrictions.

The leads section of this communication contains the

[REDACTED]  
[REDACTED] These records were obtained via Federal Grand Jury subpoena of [REDACTED]

b3  
b7E

Recipient offices are requested to positively identify the below listed individuals and interview them in detail relative to their purchase of the Elcomsoft software. Results are to be placed on FD-302. It is requested that the interviews be conducted expeditiously inasmuch as when this case is indicted in the near future, it may be subject to the speedy trial act due to [REDACTED] temporary status in the U.S.

Recipient offices are requested to ask the following questions and any logical follow up questions:

OTHER NAME EXPUNGED

To: Albuquerque From: San Francisco  
Re: 295B-SF-130304, 08/16/2001

1. Did they purchase the Elcomsoft Advanced eBook Processor software and unlocking key?
2. Do they have credit card records of the purchase?
3. Why did they purchase it?
4. Did they use it and how did they use it?
5. Do they still have the program on their computer system? And will they grant consent to furnish a copy of the software on their system?
6. Did they know that the program was illegal?
7. Obtain a detailed description in the event it is necessary to locate and re-interview these individuals in the future.



To: Albuquerque From: San Francisco  
Re: 295B-SF-130304, 08/16/2001

LEAD (s):

Set Lead 1:

ALBUQUERQUE

AT

Locate and Interview

Set Lead 2:

ATLANTA

AT

Locate and Interview

b6  
b7C  
b7E

To: Albuquerque From: San Francisco  
Re: 295B-SF-130304, 08/16/2001

Set Lead 3:

LOS ANGELES

AT

Locate and Interview

b6  
b7C  
b7E

Set Lead 4:

LAS VEGAS

AT LAS VEGAS, NV

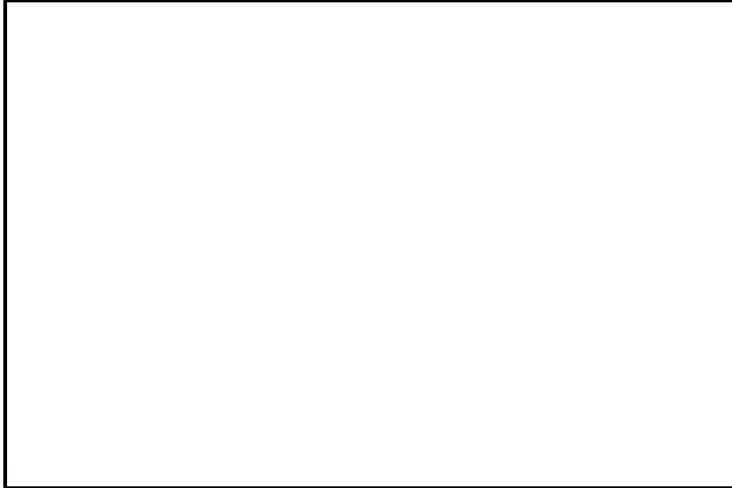
Locate and Interview

To: Albuquerque From: San Francisco  
Re: 295B-SF-130304, 08/16/2001

Set Lead 5:

AT LAS VEGAS, NV

Locate and Interview



b6  
b7C  
b7E

Set Lead 6:

NEW YORK

AT BROOKLYN, NY

Locate and Interview

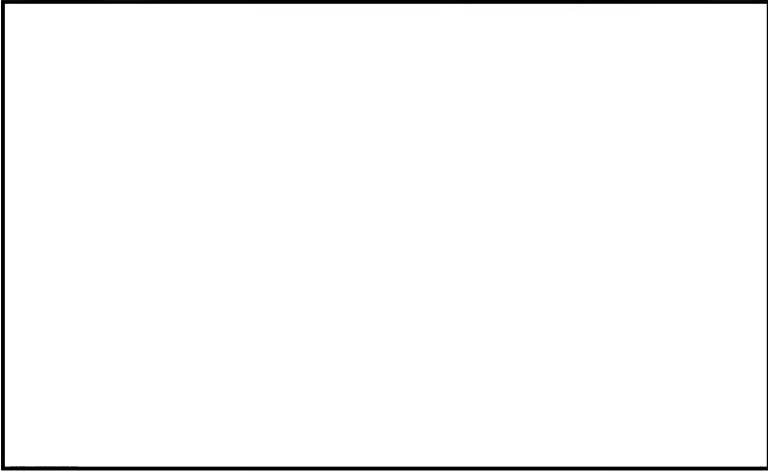


To: Albuquerque From: San Francisco  
Re: 295B-SF-130304, 08/16/2001

Set Lead 7:

AT OCEANSIDE, NY

Locate and Interview



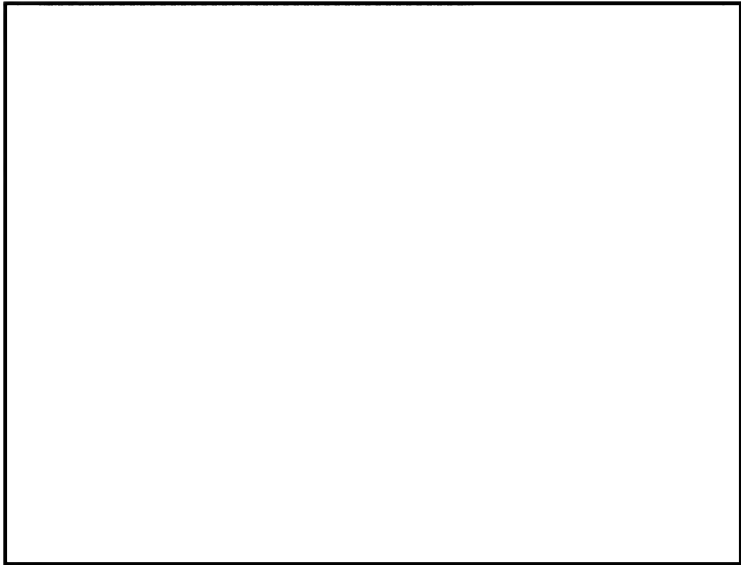
b6  
b7C  
b7E

Set Lead 8:

SALT LAKE CITY

AT 

Locate and Interview



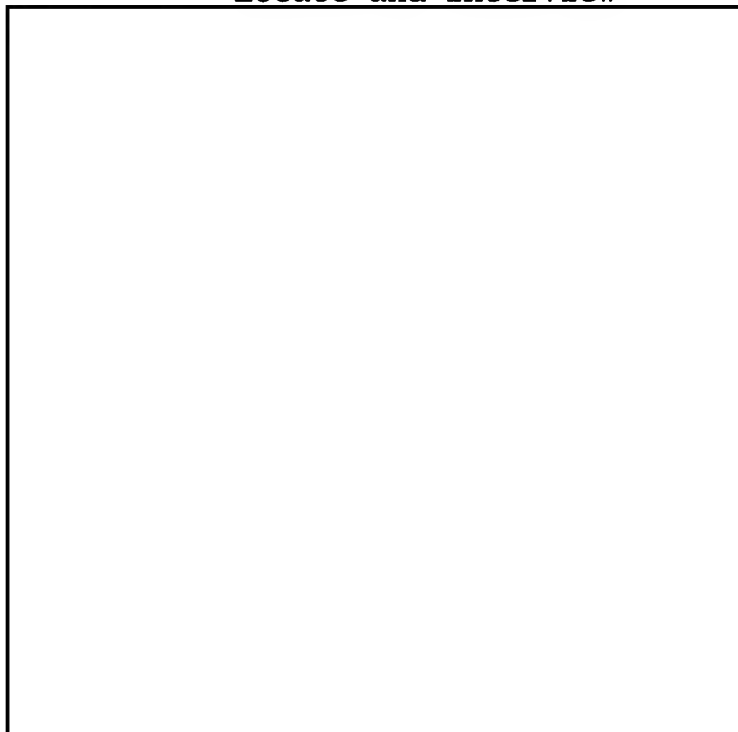
To: Albuquerque From: San Francisco  
Re: 295B-SF-130304, 08/16/2001

Set Lead 9:

TAMPA

AT TAMPA, FL

Locate and interview



b6  
b7C  
b7E

♦♦

**FILE NUMBER** 295F-SF-130304

**FOLLOWING SERIAL(S) REMOVED FROM CASE  
FILE AND DESTROYED IN ACCORDANCE WITH  
THE AUTHORITY CONTAINED IN NATIONAL  
ARCHIVES JOB NUMBER N1-65-88-03. (SEE  
BUFILE 66-19087-237)**

**SERIAL(S) #** 56 and 57  
**DESTROYED BY:** MLF  
**DATE:** 7/2/07

- 1 -

## FEDERAL BUREAU OF INVESTIGATION

Date of transcription 8/16/01

[redacted] home office address:  
7 New England Executive Park, Fourth and Sixth Floors Burlington,  
MA. 01903; telephone [redacted] stated that he believes he  
first heard about the ELCOMSOFT Advanced eBook Processor on or  
about June 25, 2001 from an associate named [redacted] He heard that  
the product "hacked" the Adobe eBook Reader.

b6  
b7c

Later, he received the ELCOMSOFT Advanced eBook  
Processor version 2.1 software and unlocking key from Adobe  
employee [redacted] loaded the software and key onto a  
stand alone laptop and determined that the software unlocked one  
hundred percent of an eBook as claimed. Later, after ELCOMSOFT  
released version 2.2 of its Advanced eBook Processor, he loaded  
this onto the same computer and noted that the 2.1 download and  
key which was left on the computer allowed the laptop to use  
version 2.2 to view one hundred percent of an eBook.

Investigation on 8/14/01 at SAN JOSE, CA

File # 295B-SF-130304 -58 Date dictated 8/16/01

by SA [redacted]

- 1 -

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 8/16/01

GRAND JURY MATERIAL - DISSEMINATE PURSUANT TO RULE 6(e)

	also known as

b3  
b6  
b7C

was telephonically contacted and furnished the following information.

--

--

Investigation on 8/15/01 at San Jose, CA (telephonically)

File # 295B-SF-130304-59 Date dictated 8/16/01

by SA

b6  
b7C



- 1 -

## FEDERAL BUREAU OF INVESTIGATION

Date of transcription 8/14/01

E-mail dated July 4, 2001; prepared by Adobe Systems Inc. Investigator [redacted] and sent to SA [redacted] was viewed, opened and printed by SA [redacted] on July 31, 2001. It was noted to state in part as follows:

b6  
b7c

"...Here are the two people that have confirmed the tool works:

[redacted]

[redacted] is the security developer/expert on the Glassbook team..."

The e-mail was made part of the exhibits section of the investigative file.

Investigation on 7/31/01 at San Jose, Ca.

File # 295B-SF-130304-60 [redacted] Date dictated 8/14/01

by SA [redacted]

- 1 -

## FEDERAL BUREAU OF INVESTIGATION

Date of transcription 8/14/01

[redacted] Adobe Systems Inc. home office address 7 New England Executive Park Fourth and Sixth Floors Burlington, Mass 01903 telephone [redacted] stated that he first learned of the release of the Advanced eBook Processor product via e-mail on the evening of June 21, 2001 from a friend named [redacted] of INFRAWORKS.

b6  
b7cInvestigation on 8/14/01 at SAN JOSE, CAFile # 295B-SF-130304-61 Date dictated 8/16/01

by SA [redacted]

- 1 -

## FEDERAL BUREAU OF INVESTIGATION

Date of transcription 8/16/01

[redacted] Adobe Systems Inc., home office address: 7 New England Executive Park, Fourth and Sixth Floors Burlington, MA. 01903; telephone [redacted] stated that he first learned of the release of the Advanced eBook Processor product via forwarded e-mail from Adobe employee [redacted]. The e-mail was forwarded to [redacted] from a person at INFRAWORKS.

b6  
b7c

After receiving the e-mail, [redacted] downloaded a free version of the Advanced eBook Processor Version 2.1 and noted that it unlocked ten per cent of an eBook which he had downloaded.

[redacted] also stated that prior to ELCOMSOFT releasing version 2.1, Adobe was in the process of developing Adobe e-Book Reader version 2.2. Once ELCOMSOFT had released its eBook Processor, Adobe moved up its intended release by approximately one week.

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Investigation on 8/14/01 at San Jose, CAFile # 295B-SF-130304 -102 Date dictated 8/16/01by SA [redacted]

- 1 -

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 8/21/01

GRAND JURY MATERIAL - DISSEMINATE PURSUANT TO RULE 6(e)

A paper copy of an e-mail message was received pursuant to a Federal Grand Jury subpoena from [REDACTED]

[REDACTED] The e-mail bears the following information:

b3  
b6  
b7C

Investigation on 8/21/01 at San Jose, CA (via facsimile)

File # 295B-SF-130304-63 Date dictated 8/21/01

by SA [REDACTED]

b6  
b7C

295B-SF-130304

Continuation of FD-302 of \_\_\_\_\_, On 8/21/01, Page 2

The email copy received was made part of the exhibits section of the investigative file.

**FILE NUMBER** 295F-SF-130304

**FOLLOWING SERIAL(S) REMOVED FROM CASE  
FILE AND DESTROYED IN ACCORDANCE WITH  
THE AUTHORITY CONTAINED IN NATIONAL  
ARCHIVES JOB NUMBER N1-65-88-03. (SEE  
BUFILE 66-19087-237)**

**SERIAL(S) #** 64 and 65  
**DESTROYED BY:** MLF  
**DATE:** 7/2/07

Black markings not made by FBI FOIPA



FROM: MEDIA COORDINATOR  
SAN FRANCISCO - FBI  
FAX # 415-558-2533

Direct b6  
b7C

DATE: 8-28-01

TO: SA 

AT: SJOSE RA

FAX # 408-535-4696

DIRECT # From: SA RE: PRESS RELEASE - USAO - 

Page: 1 of 4



Federal Bureau of Investigation  
450 Golden Gate Avenue  
San Francisco, CA 94102



F6

295 BSR 130304-600



EXPUNGED PURSUANT TO  
NARA JOB #N1-65-88-3  
(BUFILE 66-19087-237)

DATE: 7/2/03  
INITIALS: me





## U.S. Department of Justice

Black markings not made by FBI FOIPA

United States Attorney

Northern District of California

11th Floor, Federal Building  
450 Golden Gate Avenue, Box 36035  
San Francisco, California 94102

(415) 436-7200

FAX (415) 436-7234

FOR IMMEDIATE RELEASE  
August 28, 2001

The United States Attorney's Office for the Northern District of California announced that Elcom Ltd. (also known as Elcomsoft Co. Ltd.) and [REDACTED] both of Moscow, Russia, were indicted today by a federal grand jury in San Jose, California on five counts of copyright violations.

The defendants were each indicted on one count of conspiracy to traffic in technology primarily designed to circumvent, and marketed for use in circumventing, technology that protects a right of a copyright owner, in violation of Title 18, United States Code, Section 371; two counts of trafficking in technology primarily designed to circumvent technology that protects a right of a copyright owner, in violation of Title 17, United States Code, Section 1201(b)(1)(A); and two counts of trafficking in technology marketed for use in circumventing technology that protects a right of a copyright owner, in violation of Title 17, United States Code, Section 1201(b)(1)(C).

This is the first indictment under the Digital Millennium Copyright Act ("DMCA"), enacted by Congress in 1998. The DMCA requires that the government prove a defendant offered to the public, provided, or trafficked in technology that was primarily designed to circumvent copyright protections, or was marketed for use in circumventing copyright protections. The statute provides criminal penalties where the copyright violations are perpetrated for purposes of commercial advantage or private financial gain. The DMCA also contains certain exemptions for nonprofit libraries, archives, and educational institutions, as well as for reverse engineering and encryption research.

According to the indictment, Elcom and [REDACTED] are alleged to have conspired, for commercial advantage and private financial gain, to traffic in a technology that was primarily designed and produced for the purpose of circumventing, and was marketed by the defendants for use in circumventing, the Adobe Acrobat eBook Reader. The indictment alleges that prior to June 20, 2001, [REDACTED] and others wrote a program called the Advanced eBook Processor ("AEBPR"), the primary purpose of which was to remove any and all limitations on an ebook purchaser's ability to copy, distribute, print, have the text read audibly by the computer, or any other limitation imposed by the publisher or distributor of the ebook.

The indictment alleges that Elcom made the AEBPR program available for purchase on the website elcomsoft.com which was hosted in Chicago, Illinois. According to the

Black markings not made by FBI FOIPA

August 28, 2001

Page 2

indictment, individuals wishing to purchase the AEBPR program were permitted to download a partially functional copy of the program from elcomsoft.com, and then were directed to pay approximately \$99 to an online payment service RegNow, based in Issaquah, Washington. Upon making a payment via the RegNow website, Elcom provided purchasers a registration number permitting full-use of the AEBPR program.

The indictment states that Adobe Systems Inc. distributes the Adobe Acrobat eBook Reader for the reading of electronic books on personal computers. Consumers wishing to purchase ebooks formatted for the Adobe Acrobat eBook Reader can download a free copy of the eBook Reader to their personal computer and then purchase the ebook from an online retailer. Upon purchasing the ebook from the online retailer, a series of electronic communications between and among the computers of the online retailer – including, typically, an Adobe-supplied server – and the consumer's computer authorized the ebook to be read on the computer from which the purchase was made.

It is further alleged that when an eBook purchased for viewing in the Adobe eBook Reader format is sold by the publisher or distributor, the publisher or distributor of the ebook can authorize or limit the purchaser's ability to copy, distribute, print, or have the text read audibly by the computer. The eBook Reader permits the management of such digital rights so that in the ordinary course of its operation, the eBook Reader effectively permits the publisher or distributor of the ebook to restrict or limit the exercise of certain copyright rights of the owners of the copyrights for books distributed in the eBook Reader format.

The maximum statutory penalties for each count in violation of Title 17, United States Code, Sections 1201(b)(1)(A) and 1201(b)(1)(C) are five years imprisonment for an individual and a fine of \$500,000 for an individual or corporation. The maximum penalties for a violation of Title 18, United States Code, Section 371, are five years imprisonment and a fine of \$250,000 for an individual, and a fine of \$500,000 for a corporation. However, any sentence following conviction would be dictated by the Federal Sentencing Guidelines, which take into account a number of factors, and would be imposed in the discretion of the Court. An indictment simply contains allegations against an individual or corporation and, as with all defendants, Elcom and [REDACTED] must be presumed innocent unless and until convicted.

[REDACTED]

The prosecution is the result of an investigation by the Federal Bureau of Investigation. Scott Frewing and Joseph Sullivan of the Computer Hacking and Intellectual

August 28, 2001

Page 3

Property ("CHIP") Unit are the Assistant U.S. Attorneys who are prosecuting the case with the assistance of legal technician Lauri Gomez.

A copy of this press release and key court documents filed in the case may also be found on the U.S. Attorney's Office's website at: [www.usdoj.gov/usao/can/](http://www.usdoj.gov/usao/can/)

All press inquiries to the U.S. Attorney's Office should be directed to Assistant U.S. Attorneys Matthew J. Jacobs at (415)436-7181 or Elizabeth de la Vega at (408)535-5032.

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

SAN JOSE DIVISION

THE UNITED STATES OF AMERICA

vs.

ELCOM LTD. a/k/a ELCOMSOFT CO. LTD. and  


INDICTMENT

COUNT ONE:

18 U.S.C. § 371- Conspiracy to Traffic for Gain in Technology Primarily Designated to Circumvent, and Marketed for Use in Circumventing, Technology that Protects a Right of a Copyright Owner;

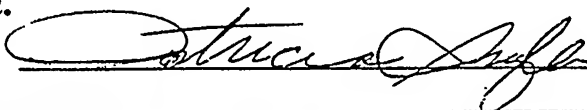
COUNTS TWO AND THREE:

17 U.S.C. § 1201(b)(1)(A) and U.S.C. § 2 - Trafficking for Gain in Technology Primarily Designated to Circumvent Technology that Protects a Right of a Copyright Owner.

COUNTS FOUR AND FIVE:

17 U.S.C. § 1201(b)(1)(C) and 18 U.S.C. § 2 - Trafficking for Gain in Technology Marketed for Use in Circumventing Technology that Protects a Right of a Copyright Owner.

A true bill.



Foreperson

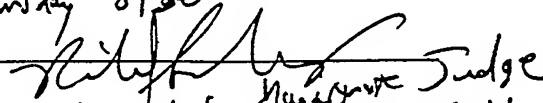
Filed in open court this 28th day of August

A.D. 2001

NO process for defendant Sklyanov  
Summons Returnable Thursday 8/30 9:30 a.m.

Bail \$ \_\_\_\_\_

Clerk

  
U.S. Magistrate Judge  
8-28-01

Just File

295BSF-130304-68

EXPUNGED PURSUANT TO  
NARA JOB #N1-65-88-3  
(BUFILE 66-19087-237)

DATE: 7/2/07  
INITIALS: me

ROBERT S. MUELLER, III (CSBN 59775)  
United States Attorney

**FILED**

**AUG 28 2001**

RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

ELCOM LTD.  
a/k/a ELCOMSOFT CO. LTD. and  
[REDACTED]

Defendants.

**CR 01 20138**

VIOLATIONS: 18 U.S.C. § 371 –  
Conspiracy; 17 U.S.C. § 1201(b)(1)(A) –  
Trafficking for Gain in Technology  
Primarily Designed to Circumvent  
Technology that Protects a Right of a  
Copyright Owner; 17 U.S.C. §  
1201(b)(1)(C) – Trafficking for Gain in  
Technology Marketed for Use in  
Circumventing Technology that Protects a  
Right of a Copyright Owner; 18 U.S.C. § 2  
– Aiding and Abetting

SAN JOSE VENUE

INDICTMENT

The Grand Jury charges:

BACKGROUND

1. At all times relevant to the indictment:

a. Defendant Elcom Ltd., a/k/a Elcomsoft Co. Ltd. ("Elcomsoft"), was a  
software company headquartered in Moscow, Russia.

b. Adobe Systems, Inc., ("Adobe") was a software company headquartered in  
San Jose, California, that produced publishing software for various media including the world wide

INDICTMENT

1 web, print, and video.

2 c. [REDACTED] was employed by Elcomsoft as a computer  
3 programmer and cryptanalyst.

4 d. RegNow was an online software delivery and payment service based in  
5 Issaquah, Washington.

6 e. Adobe distributed a product titled "Adobe Acrobat eBook Reader" that  
7 provided technology for the reading of books in digital form ("ebooks") on personal computers.

8 f. Consumers who wished to purchase ebooks formatted for the Adobe Acrobat  
9 eBook Reader ("eBook Reader") could download a free copy of the eBook Reader to their personal  
10 computer and then purchase the ebook from an online retailer. Upon purchasing the ebook from the  
11 online retailer, a series of electronic communications between and among the computers of the  
12 online retailer -- including, typically, an Adobe-supplied server -- and the consumer's computer  
13 authorized the ebook to be read on the computer from which the purchase was made.

14 g. When an ebook purchased for viewing in the Adobe eBook Reader format was  
15 sold by the publisher or distributor, the publisher or distributor of the ebook could authorize or limit  
16 the purchaser's ability to copy, distribute, print, or have the text read audibly by the computer.  
17 Adobe designed the eBook Reader to permit the management of such digital rights so that in the  
18 ordinary course of its operation, the eBook Reader effectively permitted the publisher or distributor  
19 of the ebook to restrict or limit the exercise of certain copyright rights of an owner of the copyright  
20 for an ebook distributed in the eBook Reader format.

21 2. On a date prior to, June 20, 2001, defendant [REDACTED] and others wrote a  
22 program called the Advanced eBook Processor ("AEBPR") the primary purpose of which was to  
23 remove any and all limitations on an ebook purchaser's ability to copy, distribute, print, have the text  
24 read audibly by the computer, or any other limitation imposed by the publisher or distributor of an  
25 ebook in the eBook Reader format, as well as certain other ebook formats.

26 3. On or about June 20, 2001, defendant Elcomsoft and others made the AEBPR  
27 program available for purchase on the elcomsoft.com website. Individuals wishing to purchase the  
28 AEBPR program were permitted to download a partially-functional copy of the program from

1 elcomsoft.com and then were directed to pay approximately \$99 to an online payment service  
2 RegNow, based in Issaquah, Washington. Upon making a payment via the RegNow website,  
3 Elcomsoft and other persons provided purchasers a registration number permitting full-use of the  
4 AEBPR program.

### 5 THE CONSPIRACY

6 COUNT ONE: (18 U.S.C. § 371 -- Conspiracy to Traffic in Technology Primarily Designed to  
7 Circumvent, and Marketed for Use in Circumventing, Technology that Protects  
a Right of a Copyright Owner)

8 4. Paragraphs One through Three are realleged and incorporated in Count One.

9 5. On or about dates unknown, but beginning no later than June 20, 2001 and continuing  
10 until July 15, 2001, both dates being approximate and inclusive, in Santa Clara County, in the  
11 Northern District of California, and elsewhere, the defendants

12 ELCOM LTD.

13 a/k/a ELCOMSOFT CO. LTD. and  
[REDACTED]

14 and other persons, did knowingly and intentionally conspire, for purposes of commercial advantage  
15 and private financial gain, to willfully offer to the public, provide, and traffic in a technology,  
16 product, device, component, and part thereof, that was primarily designed and produced for the  
17 purpose of circumventing, and was marketed by the defendants, and others acting in concert with  
18 the defendants with the defendants' knowledge, for use in circumventing protection afforded by a  
19 technological measure that effectively protected a right of a copyright owner under Title 17 of the  
20 United States Code, in a work and portion thereof, in violation of Title 17, United States Code,  
21 Sections 1201(b)(1)(A) and 1201(b)(1)(C).

### 22 METHODS AND MEANS OF THE CONSPIRACY

23 6. It was part of the conspiracy that the defendants and others did create the AEBPR  
24 program primarily to permit users of the program to circumvent copyright protections from ebook  
25 files.

26 7. It was further part of the conspiracy that the defendants did market, offer to the public,  
27 and traffic in the AEBPR program by making it available for purchase on the elcomsoft.com website  
28 and soliciting purchasers of the program by email.



1           8.     It was further part of the conspiracy that the defendants and others did make the  
2 AEBPR program available on a computer server in Chicago, Illinois, from which any individual with  
3 access to the Internet could download a free copy of the program that permitted the individual to  
4 circumvent the copyright protections on approximately ten percent of an ebook.

5           9.     It was further part of the conspiracy that the defendants did charge a fee of  
6 approximately \$99 for a fully operational version of the AEBPR program that would circumvent  
7 copyright protections on a complete ebook, and contracted with an online payment service, RegNow,  
8 to collect payments for the fully functional AEBPR program.

9           10.    It was further part of the conspiracy that the defendants did provide a registration  
10 number permitting full use of the AEBPR program after a purchaser had paid for the program via  
11 the online payment service, RegNow.

12                               OVERT ACTS

13           11.    As part of the conspiracy, and to further the objects thereof, the defendants  
14 committed the following overt acts in the Northern District of California:

15               a.     Beginning on or about June 20, 2001, the defendants offered the Advanced  
16 eBook Processor for sale in San Jose, California, and elsewhere, on the elcomsoft.com website;

17               b.     On or about June 26, 2001, the defendants caused a purchaser in San Jose,  
18 California to send a payment of approximately \$99 to RegNow; and

19               c.     On or about June 26, 2001, the defendants sent a registration key for a copy  
20 of the AEBPR program to an individual purchaser in San Jose, California, who had made a payment  
21 of approximately \$99 to RegNow.

22           All in violation of Title 18, United States Code, Section 371.  
23  
24  
25  
26  
27  
28

COUNT TWO: (17 U.S.C. § 1201(b)(1)(A) and 18 U.S.C. § 2 - Trafficking in Technology Primarily Designed to Circumvent Technology that Protects a Right of a Copyright Owner)

12. Paragraphs One through Three are realleged and incorporated in Count Two.

13. On or about and between June 20, 2001 and July 15, 2001, both dates being approximate and inclusive, in Santa Clara County, in the Northern District of California, and elsewhere, the defendants

ELCOM LTD.  
a/k/a ELCOMSOFT CO. LTD. and  
[REDACTED]

did willfully, and for purposes of commercial advantage and private financial gain, offer to the public and traffic in a technology, product, device, component, and part thereof, that was primarily designed and produced for the purpose of circumventing protection afforded by a technological measure that effectively protected a right of a copyright owner under Title 17 of the United States Code, in a work and portion thereof, in that the defendants offered the AEBPR program to the public for sale in the Northern District of California.

All in violation of Title 17, United States Code, Section 1201(b)(1)(A) and Title 18, United States Code, Section 2.

COUNT THREE: (17 U.S.C. § 1201(b)(1)(A) and 18 U.S.C. § 2 - Trafficking in Technology Primarily Designed to Circumvent Technology that Protects a Right of a Copyright Owner)

14. Paragraphs One through Three are realleged and incorporated in Count Three.

15. On or about June 26, 2001, in Santa Clara County, in the Northern District of California, and elsewhere, the defendants

ELCOM LTD.  
a/k/a ELCOMSOFT CO. LTD. and  
[REDACTED]

did willfully, and for purposes of commercial advantage and private financial gain, provide and traffic in a technology, product, device, component, and part thereof, that was primarily designed and produced for the purpose of circumventing protection afforded by a technological measure that effectively protected a right of a copyright owner under Title 17 of the United States Code, in a work or portion thereof, in that the defendants sold a copy of the AEBPR program to an individual in the Northern District of California.

1 All in violation of Title 17, United States Code, Section 1201(b)(1)(A) and Title 18, United  
2 States Code, Section 2.

3 COUNT FOUR: (17 U.S.C. § 1201(b)(1)(C) and 18 U.S.C. § 2 - Trafficking in Technology  
4 Marketed for Use in Circumventing Technology that Protects a Right of a  
Copyright Owner)

5 16. Paragraphs One through Three are realleged and incorporated in Count Four.

6 17. On or about and between June 20, 2001 and July 15, 2001, both dates being  
7 approximate and inclusive, in Santa Clara County, in the Northern District of California, and  
8 elsewhere, the defendants

9 ELCOM LTD.  
10 a/k/a ELCOMSOFT CO. LTD. and  


11 did willfully, and for purposes of commercial advantage and private financial gain, offer to the public  
12 and traffic in a technology, product, device, component, and part thereof, that was marketed by the  
13 defendants and others acting in concert with the defendants with the defendants' knowledge, for use  
14 in circumventing protection afforded by a technological measure that effectively protected a right  
15 of a copyright owner under Title 17 of the United States Code, in a work and portion thereof, in that  
16 the defendants marketed the AEBPR program in the Northern District of California.

17 All in violation of Title 17, United States Code, Section 1201(b)(1)(C) and Title 18, United  
18 States Code, Section 2.

19 COUNT FIVE: (17 U.S.C. § 1201(b)(1)(C) and 18 U.S.C. § 2 - Trafficking in Technology  
20 Marketed for Use in Circumventing Technology that Protects a Right of a  
Copyright Owner)

21 18. Paragraphs One through Three are realleged and incorporated in Count Five.

22 19. On or about June 26, 2001, in Santa Clara County, in the Northern District of  
23 California, and elsewhere, the defendants

24 ELCOM LTD.  
25 a/k/a ELCOMSOFT CO. LTD. and  


26 did willfully, and for purposes of commercial advantage and private financial gain, provide and  
27 traffic in a technology, product, device, component, and part thereof, that was marketed by the  
28 defendants and others acting in concert with the defendants with the defendants' knowledge, for use

1 in circumventing protection afforded by a technological measure that effectively protected a right  
2 of a copyright owner under Title 17 of the United States Code, in a work and portion thereof, in that  
3 the defendants sold a copy of the AEBPR program in the Northern District of California.

4 All in violation of Title 17, United States Code, Section 1201(b)(1)(C) and Title 18, United  
5 States Code, Section 2.

6  
7 DATED:


8 8/28/2001

A TRUE BILL.

9   
FOREPERSON

10 ROBERT S. MUELLER, III  
11 United States Attorney

12   
13 ELIZABETH DE LA VEGA  
Chief, San Jose Division

14 (Approved as to form:   
15 AUSA FREWING

**FILE NUMBER** 295F-SF-130304

**FOLLOWING SERIAL(S) REMOVED FROM CASE  
FILE AND DESTROYED IN ACCORDANCE WITH  
THE AUTHORITY CONTAINED IN NATIONAL  
ARCHIVES JOB NUMBER N1-65-88-03. (SEE  
BUFILE 66-19087-237)**

**SERIAL(S) #** 69

**DESTROYED BY:** MLF

**DATE:** 6/28/07



For Further Instructions See: MAOP, Part 1, Sections 3-5 thru 3-5.3.

PROPERTY CODES

01 Cash  
02 Stocks, Bonds or Negot. Instruments  
03 General Retail Merchandise  
04 Vehicles  
05 Heavy Machinery & Equipment  
06 Aircraft  
07 Jewelry  
08 Vessels  
09 Art, Antiques or Rare Collections  
11 Real Property  
20 All Other

SENTENCE TYPES

CP Capital Punishment  
JS Jail Sentence  
LP Life Parole  
LS Life Sentence  
NS No Sentence (Subject is a Fugitive,  
Insane, has Died, or is a  
Corporation)  
PB Probation  
SJ Suspension of Jail Sentence  
YC Youth Correction Act

PELP CODES

22 Counterfeit  
Stocks/Bonds/Currency/  
Negotiable Instruments  
23 Counterfeit/Pirated Sound  
Recordings or Motion Pictures  
24 Bank Theft Scheme Aborted  
25 Ransom, Extortion or Bribe  
Demand Aborted  
26 Theft From or Fraud Against  
Government Scheme Aborted  
27 Commercial or Industrial  
Theft Scheme Aborted  
30 All Other

RACE CODES

A Asian/Pacific Islander  
B Black  
I Indian/American  
U Unknown  
W White  
X Nonindividual

AGENCY CODES

AFOIS Air Force Office of Special Investigations  
ACIS Army Criminal Investigative Service  
BATF Bureau of Alcohol, Tobacco & Firearms  
BIA Bureau of Indian Affairs  
DCAA Defense Contract Audit Agency  
DCIS Defense Criminal Investigative Service  
DEA Drug Enforcement Administration  
DOC Department of Corrections  
DOI Dept. of Interior  
EPA Environmental Protection Agency  
FAA Federal Aviation Administration  
FDA Food and Drug Administration  
HHS Dept. of Health & Human Services  
HUD Dept. of Housing & Urban Development  
INS Immigration and Naturalization Service  
IRS Internal Revenue Service  
NASA Nat'l Aeronautics & Space Admin  
NBIS Nat'l NARC Border Interdiction  
NCIS Naval Criminal Investigative Service  
RCMP Royal Canadian Mounted Police  
SBA Small Business Administration  
USBP U.S. Border Patrol  
USCG U.S. Coast Guard  
USCS U.S. Customs Service  
USDS U.S. Department of State  
USMS U.S. Marshals Service  
USPS U.S. Postal Service  
USSS U.S. Secret Service  
USTR U.S. Treasury  
LOC Local  
CITY City  
COUN County  
ST State  
OTHR Other

JUDGMENT CODES

CJ Consent Judgment  
CO Court Ordered Settlement  
DF Default Judgment  
DI Dismissal  
JN Judgment Notwithstanding  
MV Mixed Verdict  
SJ Summary Judgment  
VD Verdict for Defendant  
VP Verdict for Plaintiff

JUDICIAL OUTCOME

AG Agreement  
BR Barred/Removed  
CC Civil Contempt  
DC Disciplinary Charges  
FI Fine  
PI Preliminary Injunction  
PR Temporary Restraining Order  
PS Pre-filing Settlement  
RN Restitution  
SP Suspension  
VR Voluntary Resignation  
OT Other

SUBJECT PRIORITY

A Subject wanted for crimes of violence  
(i.e., murder, manslaughter, forcible  
rape) against another individual or  
convicted of such a crime in the past five  
years  
B Subject wanted for crimes involving loss  
or destruction of property valued in  
excess of \$25,000 or convicted of such a  
crime in the past five years.  
C All other subjects.

SUBJECT DESCRIPTION CODES

ORGANIZED CRIME  
SUBJECTS

1F Boss  
1G Underboss  
1H Consigliere  
1J Acting Boss  
1K Capodecina  
1L Soldier

KNOWN CRIMINALS

2A Top Ten or I.O. Fugitive  
2B Top Thief  
2C Top Con Man

FOREIGN NATIONALS

3A Legal Alien  
3B Illegal Alien  
3C Foreign Official W/out  
Diplomatic Immunity  
3D U.N. Employee W/out  
Diplomatic Immunity  
3E Foreign Student  
3F All Others

OTHERS

8A All Other Subjects  
8B Company or Corporation

TERRORISTS

4A Known Member of a  
Terrorist Organization  
4B Possible Terrorist Member  
or Sympathizer

UNION MEMBERS

5D President  
5E Vice-President  
5F Treasurer  
5G Secretary/Treasurer  
5H Executive Board Member  
5I Business Agent  
5J Representative  
5K Organizer  
5L Business Manager  
5M Financial Secretary  
5N Recording Secretary  
5P Office Manager  
5Q Clerk  
5R Shop Steward  
5S Member  
5T Trustee  
5U Other

GOVERNMENT SUBJECTS  
(6F,6G,6H- Include Agency Code)

6A Presidential Appointee  
6B U.S. Senator/Staff  
6C U.S. Representative/Staff  
6D Federal Judge/Magistrate  
6E Federal Prosecutor  
6F Federal Law Enforcement Officer  
6G Federal Employee - GS 13 & Above  
6H Federal Employee - GS 12 & Below  
6J Governor  
6K Lt. Governor  
6L State Legislator  
6M State Judge/Magistrate  
6N State Prosecutor  
6P State Law Enforcement Officer  
6Q State - All Others  
6R Mayor  
6S Local Legislator  
6T Local Judge/Magistrate  
6U Local Prosecutor  
6V Local Law Enforcement Officer  
6W Local - All Others  
6X County Commissioner  
6Y City Councilman

BANK EMPLOYEES

7A Bank Officer  
7B Bank Employee

09/04/2001

\*\*\*\*\* INDICTMENT \*\*\*\*\*  
SENSITIVE / UNCLASSIFIED

Case Number: 295B-SF-130304  
Serial No.:

Stat Agent Name:   
Stat Agent SOC:

Report Date: 09/04/2001  
Accom Date.: 08/28/2001

b6  
b7C

Does Accomplishment Involve	Assisting Joint Agencies	Assisting Agents SOC	Subject Name
Drugs . . . . . : N		<span style="border: 1px solid black; display: inline-block; width: 100px; height: 1.2em; vertical-align: middle;"></span>	ELCOMSOFT
A Fugitive. . . . . : N			
Bankruptcy Fraud. . . . . : N			
Computer Fraud/Abuse. . . . . : N			RA Squad Task Force
Corruption of Public Officials: N			-----
Money Laundering. . . . . : N			SJRA 14G

Sub. Invest. Asst by Other FOs:

1 = Used, but did not help  
2 = Helped, Minimally  
3 = Helped, Substantially  
4 = Absolutely Essential

Investigative Assistance or Technique Used

FINAN ANALYST	LAB DIV EXAMS	UCO-GROUP I	FT. MON-NRCSC
AIRCRAFT ASST	LAB FIELD SUP	UCO-GROUP II	FOR LANG ASST
COMPUTER ASST	PEN REGISTERS	UCO-OTHER	NON FBI LAB EX
CONSEN MONITR	PHOTO COVERGE	NCAVC/VI-CAP	VICT-WITN COOR
ELSUR/FISC	POLYGRAPH	CRIM/NS INTEL	IO WANTED FLYR
ELSUR/III	SRCH WAR EXEC	CRIS NEG-FED	SARS
ENG FIELD SUP	SHOW MONEY	CRIS NEG-LOC	CART
ENG TAPE EXAM	SOG ASST	ERT ASST	
LEGATS ASST.	SWAT TEAM	BUTTE-ITC	
EVIDNCE PURCH	TECH AG/EQUIP	SAVANNAH-ITC	
INFORMANT/CW	TEL TOLL RECS	POC-WRCSC	

Indictment is for Federal, Local, or International (F/L/I)...: F

U. S. Code Violation(s)

Form FD-515a Side 2:

Subject's Role =

Title	Section	Counts
18	371	1
17	1201	2
18	2	2

Subject's Criminal Activity :

If Other, Specify. . . . :

Business Influenced/Affected:

If Other, Specify. . . . .:

If NON-LCN Member or Associate (M/A):

Name of NON-LCN Criminal Group. . . :

Name of Company Subject Connected with:

Elected/Appointed Public Official Position:

If Other, Specify. :

If La Cosa Nostra (LCN) Member or Asso (M/A):

Name of LCN Organized Crime Group (OCG) . . . . .:

Position in LCN OCG . . . . .:

Name of Union:

Union Affiliation:

If Other, Specify:

Level of Union. . . . :

If Local, Give Number:



(Rev. 08-28-2000)

**FEDERAL BUREAU OF INVESTIGATION**

Precedence: PRIORITY

Date: 09/05/2001

To: San Francisco

Attn: SSA [REDACTED]

b6  
b7C

From: San Francisco

Squad 14G/SanJose Resident Agency

Contact: SA [REDACTED]

Approved By: [REDACTED]

Drafted By: [REDACTED]

Case ID #: 295B-SF-130304 ✓ (Pending) ✓ 11

Title: [REDACTED]  
[REDACTED]  
[REDACTED]

dba Elcomsoft, aka

www.elcomsoft.com;

Adobe Systems Inc. - Victim

IPR Infringement - Copyright Infringement-  
Computer Software Matters

**Synopsis:** Requests imaging of laptop computer furnished by victim company Adobe Systems Inc. The laptop was utilized by Adobe Systems Inc. employee [REDACTED] to evaluate the Elcomsoft program known as the Advanced eBook Processor versions 2.1 and 2.2. This program allowed a purchaser to strip encryption protections from eBooks purchased from an eBook seller when the purchaser used Adobe eBook reader versions 2.1 and 2.2.. The laptop to be imaged is identified in evidence as 295B-SF-130304-1B6.

[REDACTED]

[REDACTED]

The program unlocked certain copyright protections on Adobe's eBook Reader. Elcomsoft, a Moscow based company for whom [REDACTED] worked, had marketed for financial compensation, a

OTHER NAME EXPUNGED

EXPUNGED PURSUANT TO  
PARA JOB NI-65-88-3  
BUFILE 65-19087-237)

DATE: 6/28/77  
INITIALS: MP

To: San Francisco From: San Francisco  
Re: 295B-SF-130304, 09/05/2001

OTHER NAME EXPUNGED

version 2.1 of the same program authored by [REDACTED] Version 2.1 was released in the latter part of June, 2001 and after Elcomsoft refused requests by Adobe Systems Inc. to cease this activity, Adobe Systems Inc. complained and the investigation was initiated.

Elcomsoft made the program available for sale through a website known as Register Now, aka RegNow of Issaquah, Washington.

The steps in obtaining the program were to go to the Elcomsoft website and download the free demo version of the Advanced eBook Processor to a computer which had the Adobe eBook Reader installed. An eBook was purchased from an electronic bookseller such as barnesandnoble.com or amazon.com. The free demo version of the Advanced eBook Processor unlocked the copyright protections on the eBook for free for ten percent of the eBook. For a \$99 fee paid to Elcomsoft through the RegNow website, Elcomsoft would e-mail an unlocking key to the buyer enabling them to unlock the copyright protections on one hundred percent of the book. The copyright protections that were defeated prevent the movement of the book text or information from one computer to another and allowed usage on only one platform to which the original eBook had been downloaded. There were other restrictions stripped by Elcomsoft's program. These restrictions allowed the publisher to reserve the right to grant certain uses based upon a particular customer's license agreement to use the eBook. This stripping made the book into a "naked file" which had no restrictions.

Adobe Systems Inc. employee [REDACTED] used a company laptop at company direction to evaluate versions 2.1 and 2.2 of the Elcomsoft Advanced eBook processor which was constructed to defeat digital copyright protections afforded by the Adobe eBook reader program. [REDACTED]

[REDACTED] pursuant to a federal grand jury subpoena for evidentiary purposes.

b3  
b6  
b7c

To: San Francisco From: San Francisco  
Re: 295B-SF-130304, 09/05/2001

LEAD (s):

Set Lead 1:

SAN FRANCISCO

AT [REDACTED]

— Assign CART examiner to [REDACTED]

[REDACTED] and provide three copies of the image in CD ROM format to the case agent. It is requested that the entire hard drive be imaged to include all executable programs currently active on the drive.

It is not necessary to recover any slack space or erased files.

It is requested that this imaging be done expeditiously as the case is in Discovery at this time.

♦♦